

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 54

Washington, Tuesday, March 19, 1946

The President

EXECUTIVE ORDER 9705

DELEGATING CERTAIN FUNCTIONS AND AUTHORITY UNDER THE AGRICULTURAL MARKETING AGREEMENT ACT OF 1937 TO THE ECONOMIC STABILIZATION DIRECTOR

By virtue of the authority vested in me by the Constitution and the statutes, and as President of the United States, it is hereby ordered as follows:

1. The Economic Stabilization Director is authorized to give final approval on behalf of the President to orders issued by the Secretary of Agriculture under section 8c of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 608c), and to perform all of the functions and exercise all of the authority vested in the President by the said section.

2. All actions heretofore taken by the Economic Stabilization Director or by the Stabilization Administrator in the Office of War Mobilization and Reconversion approving orders issued by the Secretary of Agriculture under the said section 8c of the Agricultural Marketing Agreement Act of 1937, as amended, are hereby ratified and confirmed.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 15, 1946.

[F. R. Doc. 46-4414; Filed, Mar. 15, 1946;
1:10 p. m.]

EXECUTIVE ORDER 9706

AMENDING EXECUTIVE ORDER NO. 9265 OF NOVEMBER 6, 1942, ESTABLISHING THE AMERICAN, EUROPEAN-AFRICAN-MIDDLE EASTERN AND ASIATIC-PACIFIC CAMPAIGN MEDALS

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The European-African-Middle Eastern Campaign Medal shall not be awarded for any service rendered subsequent to November 8, 1945.

2. The American Campaign Medal and the Asiatic-Pacific Campaign Medal shall not be awarded for any service rendered subsequent to March 2, 1946.

3. Effective October 12, 1945, members and former members of the land and naval forces of the United States, including the Women's Reserve of the United States Naval Reserve, and former members of the Women's Army Auxiliary Corps, who served in the continental United States for an aggregate period of one year between December 7, 1941, and March 2, 1946, inclusive, may be awarded the American Campaign Medal under such regulations as the Secretary of War and Secretary of the Navy may severally prescribe.

4. Executive Order No. 9265 of November 6, 1942,¹ establishing the American, European-African-Middle Eastern and Asiatic-Pacific campaign medals, is amended accordingly.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 15, 1946.

[F. R. Doc. 46-4470; Filed, Mar. 18, 1946;
10:57 a. m.]

Regulations

TITLE 6—AGRICULTURE CREDIT

Chapter I—Farm Credit Administration

PART 27—THE FEDERAL LAND BANK OF SAINT PAUL

FEES

Section 27.1 of Title 6, Code of Federal Regulations, is hereby revoked, effective March 1, 1946. (Res. Bd. Dir., February 20, 1946)

[SEAL]

THE FEDERAL LAND BANK
OF SAINT PAUL,
W. R. FANKHANEL,
Vice President.

[F. R. Doc. 46-4457; Filed, Mar. 18, 1946;
9:56 a. m.]

¹ 3 CFR, Cum. Supp.

CONTENTS

THE PRESIDENT

EXECUTIVE ORDERS:	Page
American, European-African-Middle Eastern and Asiatic-Pacific campaign medals; amendment of E.O. 9265.....	2811
Economic Stabilization Director, delegation of certain functions and authority under Agricultural Marketing Agreement Act of 1937.....	2811

REGULATIONS AND NOTICES

AGRICULTURE DEPARTMENT. <i>See also</i> Entomology and Plant Quarantine Bureau, Farm Administration, and Forest Service.	
Fats and oils; quota exemption for marine paint (WFO 42a, Am. 7).....	2815
Milk, dried skim (WFO 54-3, suspension).....	2815
Milk handling in New York Metropolitan area.....	2814
Naval stores conservation program, 1945; conditions of payment, performance required.....	2814
Sugar determinations; Virgin Islands, fair and reasonable prices for 1946 crop sugarcane.....	2814
ALIEN PROPERTY CUSTODIAN:	
Vesting orders:	
Balintawak Beer Brewery Co., Inc.....	2857
Bitulok Saw Mills, Inc.....	2857
Deutsche Reichsbank.....	2859
Dingalan Lumber Co., Inc.....	2858
Gfrorer, Johanna.....	2859
Giegerich, Georg.....	2845
Giegerich, Leonhard.....	2846
Godecken, Kurt W.....	2846
Handels-und Gewerbebank Heilbronn, A. G.....	2846
Harrassowitz, Otto.....	2847
Haug, Marie, et al.....	2847
Hengst, Friedrich, & Co.....	2848
Iida, Fokumatsu.....	2848
Imaoka, Yoshio.....	2848
Itabashi, Namiji.....	2849
Iwasaki, Seiichiro.....	2849
Jacquier & Securius.....	2850



Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3 per book.

Book 1: Titles 1-10, including Presidential documents in full text.
Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

CONTENTS—Continued

ALIEN PROPERTY CUSTODIAN—Con.	Page
Vesting orders—Continued.	
Kaigai Tsusho Kabushiki Kaisha	2850
Koch, Ernst	2851
Kyodo Fire Insurance Co., Ltd.	2851
Lappin, Hugo, and Mrs. Emma A. Lappin	2851
Lepanto Consolidated Mining Co., Inc.	2858
Lissauer, M., & Cie.	2852
Magdeburger Ruckversicherungs, A. G.	2852
Markwardt, Karoline, et al.	2853
Meissner, K.	2853
Merkel, Otto	2853
Mitteldeutsche Montanwerke, G. m. b. H.	2854
Nitze, George	2854
Oeser, Ernest, Sr.	2855
Pensel, Nellie	2855
Peterson, Alexander, & Co.	2855
Pfister, Alfred	2856
Pfister, Johann Wilhelm	2856
Preussische Staatsbank	2856
Takaki, Sadakazu	2850

CONTENTS—Continued

CIVILIAN PRODUCTION ADMINISTRATION:	Page
Looms, operation for cotton broad woven fabric production (L-99, Am. 1)	2820
Priorities system operation, applicable regulations (PR 33, Sch. A)	2817
Housing, prefabricated, under reconversion housing program (PR 33, Dir. 8)	2819
Materials available (PR 33, List 1 to Dir. 8)	2820
Plywood, softwood (PR 33, Dir. 1A)	2817
Suspension order; M. R. Fleischman Co.	2820
CUSTOMS BUREAU:	
Paper, standard newsprint	2836
ECONOMIC STABILIZATION, OFFICE OF:	
Price stabilization, maximum prices; canned vegetables, 1945	2835
Support prices, subsidies; sugar, 1946 crop	2834
ENTOMOLOGY AND PLANT QUARANTINE BUREAU:	
Domestic quarantine notices; gypsy moth and brown-tail moth	2813
FARM CREDIT ADMINISTRATION:	
Federal Land Bank of Saint Paul; fees	2811
FEDERAL COMMUNICATIONS COMMISSION:	
Hearings, etc.:	
Arkansas-Oklahoma Broadcasting Corp. and Donald W. Reynolds	2838
FM broadcast service, non-commercial educational	2839
Mansfield Journal Co., and Lorain Journal Co.	2838
Radio Airways, Inc.	2837
Studebaker Broadcasting Co.	2842
Tidewater Broadcasting Corp. and Norfolk Broadcasting Corp.	2837
WOAX Inc. (WTNJ)	2838
WPAR	2836
FEDERAL POWER COMMISSION:	
Filing of power system statements for electric utilities, licensees and others; approval of forms (3 documents)	2844
Hearings, etc.:	
Cincinnati Gas Transportation Co.	2843
Northern Virginia Power Co.	2843
Trans-Continental Gas Pipe Line Co., Inc.	2843
FEDERAL PUBLIC HOUSING AUTHORITY:	
Urban low-rent housing and slum clearance requirements:	
Base bids	2815
Change orders	2815
Manual maintenance employees	2815
FOREST SERVICE:	
Trespass; removal of trespassing horses:	
Beaverhead National Forest	2835
Modoc National Forest	2835

CONTENTS—Continued

INTERNATIONAL TRADE, OFFICE OF:	Page
Export licenses, revocation of certain	2816
Exportations, prohibited	2816
General licenses for gift parcels	2817
Shipments unloaded by order of Federal government	2816
Subsidy payments, refunds of	2816
INTERSTATE COMMERCE COMMISSION:	
Unloading:	
Pallets at Trenton, N. J.	2845
Steel at Brownsville, Tex.	2845
OFFICE OF PRICE ADMINISTRATION:	
Adjustments and pricing orders:	
Allen Copper Coil Mfg.	2871
Bell, H. W., Co.	2902
Bell-Pihl Co.	2869
Blake Mfg. Corp.	2863
Brunswick - Balke - Collender Co.	2869
Buch Mfg. Co.	2909
Century Engineering Corp.	2863
Cleveland Welding Co.	2874
Clifton Mfg. Co.	2866
Concrete Units Inc.	2910
Consolidated Colonial Premier Co.	2861
Coopers, Inc.	2880
Detroit Breakfast Furniture Mfg. Co., Inc.	2862
Detroit Lubricator Co.	2865
Eagle Electric Mfg. Co.	2865
Electric Mfg. Co.	2905
Electronic Engineering, Inc.	2870
Empire Ventilation Equipment Co.	2860
Frugal Water Heater Co.	2869
Garden City Pottery Co.	2907
General Aircraft Equipment, Inc.	2873
General Aniline and Film Corp.	2860
Gibson Refrigerator Co.	2872
Hollywood Silk Mills	2880
Industrial Undergarment Corp.	2880
International Harvester Co.	2879
J. O. Mfg. Co.	2867
Kappeler Brushes	2866
Kleinert's	2881
Knowlson-Stevenson Co.	2874
Lightolier Co., Inc.	2862
Lloyd Mfg. Co.	2873
Main Belting Co.	2910
Mantle Lamp Co. of America	2862
Masterguild Co.	2868
Modern Steel Co.	2870
New Era Mfg. Co.	2875
Old Colony Paint and Chemical Co.	2907
Parks Broom Co.	2866
Pearson, Carl, Brass Foundry and Machine Works	2872
Plasto Mfg. Co.	2868
Rumpp, C. F., & Sons	2880
Schmidt, G., Co.	2872
Southern States Iron Roofing Co.	2860
Superior Paint and Varnish Works	2878
Sure Rest Bedding Co.	2865
Tech Electrical Mfg. Co.	2873
Triplex Heating Specialty Co.	2864
Union Underwear Co., Inc.	2880
United States Air Conditioning Corp.	2874

CONTENTS—Continued

CONTENTS—Continued	Page
OFFICE OF PRICE ADMINISTRATION—Continued.	
Adjustments and pricing orders—Continued.	
Universal Camera Corp.-----	2861
Walworth Co., Inc.-----	2867
Westinghouse Electric and Mfg. Co.-----	2871
Westinghouse Electric Corp.-----	2870
Wilson Cabinet Co. (2 documents)-----	2864
Wilson Foundry and Machine Co.-----	2868
Beans, dry edible (Administrative Notice 24)-----	2878
Burlap (RPS 18, Am. 9)-----	2825
Containers, Eastern and Central wooden agricultural (RMPR 320, Am. 4)-----	2824
Dairy products (RMPR 280, Am. 49)-----	2826
Fish and seafood, fresh and frozen (MPR 579, Am. 17)-----	2823
Food rationing for institutional users (Rev. Gen. RO 5, Am. 4)-----	2825
Fruits and vegetables, fresh, for table use (MPR 426, Am. 168)-----	2822
Ice boxes, new (MPR 399, Am. 27; 28) (2 documents)-----	2831, 2832
Ladders, sales by War Assets Corporation (SO 94, Order 107)-----	2879
Lumber, balsa (2d Rev. SR 14, Am. 19)-----	2833
Machines, parts, industrial materials and services (SO 129, Am. 10)-----	2821
Manufacturers, new small-volume, simplified pricing (MPR 188, Rev. Order 4332)-----	2875
Prices, import (Rev. MIPR)-----	2827
Regional and district office orders. <i>See also</i> Adjustments.	
Brick, New York City, and Nassau County, N. Y.-----	2910
Building and construction materials:	
Cumberland, Md., area-----	2911
Delaware, southern, area-----	2884
Lancaster, Pa., area-----	2911
Philadelphia, Pa., area-----	2908
Washington, Frederick, and Carroll Counties, Md.-----	2885
Community ceiling prices, lists of orders filed (2 documents)-----	2881, 2882
Construction materials, specified, and refractories; San Francisco region-----	2907
Doors, fir, San Francisco region-----	2908
Fruits and vegetables, San Francisco region-----	2908
Insulation, installed mineral wool:	
Rapides Parish, La., area-----	2887
Pulaski County, Ark.-----	2896
Laundry service, New York Metropolitan area-----	2910
Painting, decorating and paperhanging services:	
Salt Lake City, Utah, district-----	2891
Wyoming-----	2899

CONTENTS—Continued

CONTENTS—Continued	Page
OFFICE OF PRICE ADMINISTRATION—Continued.	
Regional and district office orders—Continued.	
Plumbing and heating services:	
Washington-----	2905
Washington, eastern, and northern Idaho-----	2895
Plywood, softwood:	
Florida, Alabama, and Tennessee-----	2897
Florida, Georgia, Alabama, and Tennessee-----	2902
Mississippi-----	2893
Tennessee and Mississippi (2 documents)-----	2885, 2889
Ranges, electric, San Francisco region-----	2908
Siding, installed; Ouachita Parish, La., area-----	2889
Solid fuels:	
Chicago, Ill., area-----	2905
Dover-Exeter, N. Hamp., area-----	2902
Lynn-Salem, Mass., area-----	2897
Quad Cities area-----	2904
Venetian blind slats, San Francisco region-----	2901
Seat covers, automobile (SR 14J, Am. 17)-----	2834
Sugar (3d Rev. RO 3, Am. 9)-----	2824
Textile commodities, consumer (SR 15, Am. 47)-----	2834
Tires, certain (SO 94, 2d Rev. Order 12)-----	2821
Zinc scrap materials and secondary slab (MPR 3, Am. 2)-----	2822
RETRAINING AND REEMPLOYMENT ADMINISTRATION:	
Interagency Committee for Development of Criteria and Standards for On-the-Job Training, establishment-----	2836
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
Commonwealth & Southern Corp. (Del.)-----	2913
Delaware Power & Light Co., and Eastern Shore Public Service Co. of Maryland-----	2913
United Gas Corp.-----	2913
United Gas Improvement Co. et al.-----	2912
TREASURY DEPARTMENT. <i>See also</i> Customs Bureau.	
Surety companies; American Automobile Insurance Co., St. Louis, Mo.-----	2816
WAR ASSETS CORPORATION:	
Proceeds and expenses; financial reports by disposal agencies-----	2835

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncoded tabulation only are not included within the purview of this list.

TITLE 3—THE PRESIDENT:	Page
Chapter II—Executive orders:	
9265 ¹ -----	2811
9705-----	2811
9706-----	2811

¹ See E.O. 9706.

CODIFICATION GUIDE—Continued

TITLE 6—AGRICULTURAL CREDIT:	Page
Chapter I—Farm Credit Administration:	
Part 27—The Federal Land Bank of Saint Paul-----	2811
TITLE 7—AGRICULTURE:	
Chapter III—Bureau of Entomology and Plant Quarantine:	
Part 301—Domestic quarantine notices-----	2813
Chapter VII—Production and Marketing Administration (Agricultural Adjustment):	
Part 706—Naval stores conservation program-----	2814
Chapter VIII—Production and Marketing Administration (Sugar Branch):	
Part 802—Sugar determinations-----	2814
Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders):	
Part 927—Milk in New York metropolitan marketing area-----	2814
TITLE 24—HOUSING CREDIT:	
Chapter VI—Federal Public Housing Authority:	
Part 601—Requirements for urban low-rent housing and slum clearance (3 documents)-----	2815
TITLE 31—MONEY AND FINANCE:	
TREASURY:	
Chapter II—Fiscal Service, Department of Treasury:	
Part 226—Surety companies-----	2816
TITLE 32—NATIONAL DEFENSE:	
Chapter IX—Civilian Production Administration:	
Part 944—Regulations applicable to operation of priorities system (4 documents)-----	2817, 2819, 2820
Chapter XVIII—Office of Economic Stabilization:	
Part 4003—Support prices: subsidies-----	2834
Part 4004—Price stabilization: maximum prices-----	2835
Chapter XXIII—War Assets Corporation:	
Part 8311—Proceeds and expenses-----	2835
TITLE 36—PARKS AND FORESTS:	
Chapter II—Forest Service:	
Part 261—Trespass (2 documents)-----	2835

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 386, 8th Revision]

PART 301—DOMESTIC QUARANTINE NOTICES
MODIFICATION OF GYPSY MOTH AND BROWN-TAIL MOTH QUARANTINE REGULATIONS

§ 301.45a *Administrative instructions; articles exempted from regulation.* Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the second proviso of § 301.45 [Notice of

Quarantine No. 45, on account of the Gypsy moth and brown-tail moth], the following articles and materials, the interstate movement of which is not considered to constitute a risk of moth dissemination, are exempted from regulation:

(a) *Plants and cuttings.*

Acacia cuttings (*Acacia* spp.).
Banana stalks, when crushed, dried, and shredded.
Birch slabs and birch bark, when waxed, polished, or otherwise treated, to eliminate pest risk.
Boxwood cuttings (*Buxus sempervirens*).
California peppertree cuttings (*Schinus molle*).
Clubmoss (sometimes called "ground pine") (*Lycopodium* spp.).
Eucalyptus cuttings (*Eucalyptus globulus*).
Evergreen smilax (*Smilax lanceolata*).
Fuchsia (*Fuchsia* spp.).
Galax (*Galax aphylla*).
Geranium (*Pelargonium* spp.).
Heather cuttings (*Erica* spp. *Calluna* spp.).
Heliotrope (*Heliotropium* spp.).
Herbarium specimens, when dried, pressed, and treated, and when so labeled on the outside of each container.
Jerusalem-cherry (*Solanum capsicastrum*, *S. pseudocapsicum*, *S. hendersoni*).
Leaves of deciduous or evergreen trees that have been treated or dyed.
Mistletoe (*Phoradendron flavescens*, *Vir-cum album*, etc.).
Oregon huckleberry (*Vaccinium ovatum*).
Partridgeberry (*Mitchella repens*).
Santal cuttings, known to the trade as lemon cuttings, (*Gaultheria shallon*).
Strawberry plants (*Fragaria*, spp.).
Trailing arbutus (*Epigaea repens*).
Verbena (*Verbena* spp.).
Wintergreen (*Gaultheria procumbens*, *Pyrola* spp.).
Cuttings of all other woody plants that have been grown in the greenhouse throughout the year and when labeled on the outside of the container to show that the contents were greenhouse grown.

(b) *Quarry products.*

Stone and quarry products when processed by grinding and pulverizing.
Vermiculite (variously termed zonolite or mica-gro) when exfoliated or expanded and when packaged in closed containers.

(c) *Timber products.* The following materials are exempted from regulation when they have met the conditions as specified below for each and when invoices and waybills, covering bulk carload or less-than-carload shipments, bear a notation to the effect that the consignor certifies that the contents of the shipment have been produced under conditions which entitle the material to exemption as specified in the Federal gypsy moth quarantine regulations or administrative instructions issued in connection therewith:

Sawdust that has been (1) produced in established, nonportable, commercial sawmills from boards or other timber previously sawed four sides, (2) subsequently blown through an air-blast conveyor line having a minimum length of 50 feet and at least one 90° or sharper angle, (3) protected from infestation prior to shipment.

Shavings that have been either (1) produced by planers having 6 or more blades, or (2) blown through an air-blast conveyor line having a minimum length of 50 feet and at least 90° or sharper angle; and in either case protected from infestation prior to shipment.

Wood flour, pulverized wood, or ground wood sawdust, when processed by screening or sifting through a screen of at least 30 meshes per inch.

This revision supersedes B. E. P. Q. 386, 7th Revision, which became effective November 20, 1942.

These instructions shall be effective on and after March 18, 1946, and shall remain in effect until further modified or revoked.

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U. S. C. 161; 10 F. R. 12545)

Done at Washington, D. C., this 5th day of March 1946.

[SEAL] P. N. ANNAND,
Chief, Bureau of Entomology and
Plant Quarantine.

[F. R. Doc. 46-4476; Filed, Mar. 18, 1946;
11:05 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Bulletin NSCP-901, Supp. 2]

PART 706—NAVAL STORES CONSERVATION PROGRAM

SUBPART G—1945

SECTION 706.604 *Conditions of payment; performance required* is amended by striking out paragraph (d) (9) of said section.

(49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 202, 204, 205, 746; 53 Stat. 550, 573; 16 U.S.C. 590g-590q; 54 Stat. 216, 727; 55 Stat. 257, 860; 56 Stat. 51, 761; 58 Stat. 734; 59 Stat. 9)

Issued at Washington, D. C. this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary.

[F. R. Doc. 46-4494; Filed, Mar. 18, 1946;
11:30 a. m.]

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1946 CROP OF VIRGIN ISLANDS SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued.

§ 802.53d *Fair and reasonable prices for the 1946 crop of Virgin Islands sugarcane.* The requirements of subsection (d) of section 301 of the Sugar Act of 1937, as amended, with respect to fair and reasonable prices for the 1946 crop of Virgin Islands sugarcane, shall be deemed to have been met by any processor who, as a producer, applies for a payment under the said act if:

(a) Purchased sugarcane is paid for at the rate of not less than the f. o. b. mill value of 6 pounds of 96° raw sugar per hundredweight of such sugarcane when the average quantity of such sugar recovered for the season represents less than 10 percent of the weight of such sugarcane; 63 percent of the f. o. b. mill

value of the quantity of 96° raw sugar recovered when the average quantity of such sugar represents 10 percent or more but less than 12 percent of the weight of such sugarcane; and 65 percent of the f. o. b. mill value of the quantity of 96° raw sugar recovered when the quantity of such sugar recovered represents 12 percent or more of the weight of such sugarcane. The average New York price of 96° raw sugar, for the week (or such other period as may be agreed upon) in which sugarcane was delivered, less all costs involved in the marketing of such sugar (other than bags and bagging, storage in company warehouses, war risk insurance, or any item of expense incurred in the marketing of such sugar which is reimbursed in whole or in part by the federal government or any agency thereof) shall be deemed to be the f. o. b. mill value of such sugar; and

(b) There is paid, per hundredweight of purchased sugarcane, an amount equal to one-half of the excess, if any, of the net proceeds derived from the sale of blackstrap molasses, produced per hundredweight of sugarcane of the 1946 crop, over the net proceeds from the sale of blackstrap molasses produced per hundredweight of sugarcane from the 1941 crop.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131).

Issued this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4495; Filed, Mar. 18, 1946;
11:30 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 927—MILK IN NEW YORK METROPOLITAN MARKETING AREA

PARTIAL SUSPENSION ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 6589; 10 F.R. 6156) hereinafter referred to as the "order," it is hereby determined that the table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "3.70", does not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during the month of April 1946.

It is therefore ordered, That the entire table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "3.70", be and it hereby is suspended with respect to milk received from producers or cooperative associations of producers during the month of April 1946.

Done at Washington, D. C., this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4498; Filed, Mar. 18, 1946;
11:30 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 54-3, as Amended, Suspension]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

The provisions of § 1401.30 of War Food Order No. 54-3, as amended (8 F.R. 13699; 9 F.R. 4321, 4319; 10 F.R. 103, 126, 10419), issued pursuant to War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419, 11847), are suspended as of 12:01 a. m., e. s. t., March 16, 1946.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 54-3, as amended, prior to the effective time of this suspension order, all provisions of said War Food Order No. 54-3, as amended, in effect prior to the effective time of this suspension order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO No. 54, as amended, 8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419, 11847)

Issued this 15th day of March 1946.

[SEAL]

G. T. PEYTON,
Acting Assistant Administrator,
Production and Marketing Administration.

[F. R. Doc. 46-4416; Filed, Mar. 15, 1946;
4:18 p. m.]

[WFO 42a, Amdt. 7]

PART 1460—FATS AND OILS

QUOTA EXEMPTION FOR MARINE PAINT

War Food Order No. 42a, as amended (9 F.R. 12078, 10 F.R. 943, 3315, 10346, 12251), is hereby further amended as follows:

1. By deleting the figure "15,000" appearing in paragraph (c) (1) and substituting in lieu thereof the figure "20,000".

2. By adding, immediately after paragraph (c) (2), the following new paragraph:

(3) Use in the manufacture of protective coatings delivered to or to be delivered to, the United States Maritime Commission or the War Shipping Administration, provided that the manufacturer shall claim such exemption by filing a certification from the United States Maritime Commission or the War Shipping Administration at the time that he files his quarterly report on form FDO 42-4 as required under paragraph (i) (2) hereof.

This amendment shall become effective at 12:01 a. m., e. s. t., March 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 42a, as amended, all provisions of said order shall be deemed to

remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 15th day of March 1946.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4415; Filed, Mar. 15, 1946;
4:18 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

BASE BIDS

MARCH 11, 1946.

Section 601.217 (c) is amended to read as follows:

§ 601.217 *Construction contract documents.* * * *

(c) *Base bids.* More than one base bid may be taken, if different types of construction or materials (other than those covered by options in the specifications) are considered acceptable for use in the construction of the development. The lowest base bid of all base bids received shall be the only bid considered for acceptance. Alternate bids shall not be taken, and alternates shall not be incorporated in any base bid.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-4458; Filed, Mar. 18, 1946;
9:56 a. m.]

PART 601—REQUIREMENTS OF URBAN LOW-RENT HOUSING CONSTRUCTION CONTRACT DOCUMENTS

CHANGE ORDERS

MARCH 11, 1946.

Section 601.220 (b), is amended to read as follows:

§ 601.220 *Supervision and completion of construction contracts.* * * *

(b) *Change orders.* The local authority may issue change orders applying to any construction or equipment contract whether or not its amount is thereby increased, *Provided:*

(1) They do not materially modify the scope or character of the development described in the Development Program;

(2) They do not serve to restore or include in the contract construction work, any type of construction, materials, or items, which were a part of any base bid which was not accepted;

(3) They do not increase the total of all obligations already incurred plus the

estimated cost of items not yet obligated, beyond the estimated total development cost determined at the time of award of the main construction contract (see § 206 (c) (2));

(4) They do not increase the dwelling facility cost, computed on the basis of all applicable obligations already incurred plus the estimated cost of applicable items not yet obligated, beyond the applicable statutory limitations (see § 207 (e)).

(5) They do not increase the estimate of average annual expense which is a part of the Management Program (see § 401 (b)).

Changes are to be made only by written change orders with a stipulated lump-sum amount, or with a stipulated method for arriving at the ultimate amount, accompanied by a maximum which shall not be exceeded. A copy of each change order shall be furnished to the FPFA.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-4459; Filed, Mar. 18, 1946;
9:56 a. m.]

PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE
MANUAL MAINTENANCE EMPLOYEES

MARCH 11, 1946.

Section 601.416, (b), is amended to read as follows:

§ 601.416 *Labor.* * * *

(b) *Manual maintenance employees.* In respect to manual maintenance employees, job titles, annual wage rates, and weekly hours of work shall be included in the determination of prevailing rate of pay. In instances where the rate of pay is established by state or local laws, such rate of pay will be adopted by the FPFA. In other communities, appropriate consideration will be given by the FPFA to the wages paid by municipalities in the determination of prevailing wage rates. The Local Authority may pay wages in excess of the prevailing wage rates as determined for such employees by the FPFA; *Provided:* (1) The amounts included in approved budgets for the wages of manual maintenance employees are sufficient to meet such wages, (2) such wages conform to the personnel policy established by the Local Authority, (3) the total annual amount paid in excess of the prevailing wages does not exceed 5% of the total annual wages of manual maintenance employees computed on the basis of the prevailing wage rates.

Annual wage rate means the amount of the payment for a year's employment (including sick and annual leave) at a definite number of hours per week determined by the FPFA to be prevailing in the community of the Local Authority.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-4460; Filed, Mar. 18, 1946
9:56 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[1946 Thirteenth Supp. Dept. Circ. 570, Re-
vised April 20, 1943]

PART 226—SURETY COMPANIES

AMERICAN AUTOMOBILE INSURANCE CO.

MARCH 15, 1946.

A certificate of authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279-80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (U. S. Code, title 6, secs. 6-13), as an acceptable surety on Federal bonds. An underwriting limitation of \$1,741,000 has been established for the company. Further details as to the extent and localities with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Name of company, location of principal executive office and State in which incorporated

Missouri: American Automobile Insurance Company, St. Louis.

[SEAL]

O. MAX GARDNER,

Acting Secretary of the Treasury.

[F. R. Doc. 46-4492; Filed, Mar. 18, 1946;
11:29 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

PETROLEUM PRODUCTS

ORDER REVOKING CERTAIN EXPORT LICENSES

It is hereby ordered, That all outstanding export licenses validated prior to March 18, 1946 authorizing the exportation of

Dept. of Commerce
Schedule B No.

Gas oil and distillate fuel oil (include Diesel, furnace, and overhead fuel oils)..... 503000

Residual fuel oil (include residuum from cracking of petroleum distillate)..... 503100

are revoked, effective May 18, 1946, and shall be returned by the holder thereof to the Office of International Trade. The order extending the validity of certain individual export licenses authorizing the exportation of petroleum products issued November 1, 1945 (10 F.R. 13621) is modified accordingly.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 18, 1946.

JOHN C. BORTON, Director,

Requirements and Supply Branch.

[F. R. Doc. 46-4471; Filed, Mar. 18, 1946;
10:55 a. m.]

[Amdt. 159]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limits country group	
		K	E
	Commodities exported for relief or charity by individuals & private agencies: (the following classifications are not used for exports for relief or charity by U. S. Government agencies or by UNRRA, except for exports of used clothing, blankets & bedding by such agencies, which are reported under 999820 or 999830. All other exports by U. S. Government agencies or by UNRRA, including new clothing, blankets & bedding, are reported under their specific Schedule B Numbers):		
999810	Food.....		Export controls applicable to each commodity under these classifications are those which apply to the commodity when exported commercially under its individual Schedule B number.
999820	Clothing.....		
999830	Blankets and bedding.....		
999840	Drugs and biological supplies.....		
999850	Surgical, sanitary and hospital supplies and equipment.....		
999860	Ambulances and other motor equipment.....		
999890	Other.....		

(2) The following classification is added to the list of commodities:

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limited country group	
		K	E
999910	General merchandise valued at less than \$25..... This commodity number is applied to: (a) All single items of Schedule B commodities valued at less than \$25. (b) All totals of Schedule B commodities, single items of which are valued at less than \$25 including shipments to postmasters or other agents for distribution at destination.....		Export controls applicable to each commodity under this classification are those which apply to the commodity when exported under its individual Schedule B number.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 12, 1946.

JOHN C. BORTON,

Director,

Requirements and Supply Branch.

[F. R. Doc. 46-4473; Filed, Mar. 18, 1946;
10:54 a. m.]

[Amdt. 160]

PART 801—GENERAL REGULATIONS

REEXPORTATION UNDER LICENSE PREVIOUSLY GRANTED

Section 801.13 *Shipments unloaded by order of Federal Government* is hereby amended to read as follows:

§ 801.13 *Reexportation under license previously granted.* (a) When the United States Government has ordered the removal from a vessel of commodities laden under a license issued by the Department of Commerce, the exporter may subsequently export such commodities under the license in effect at the time of the original lading even though in the case of an individual or blanket license, such license has expired prior to exportation, or, in the case of a general or unlimited license, such license has been revoked prior to exportation. Such commodities may not be exported, however, under an individual or blanket license which has been revoked.

(b) Shipments properly presented and cleared for exportation and exported

The list of commodities set forth in paragraph (b) is amended in the following particulars:

(1) That portion of the list of the commodities relating to commodities exported for relief or charity is amended to read as follows:

which are returned to the United States because of failure or inability of the exporting carrier to deliver the shipment at its intended destination, may be re-exported to the consignee and destination to which the shipment was originally cleared without the procurement of a new license; *Provided*, That satisfactory evidence of the validity of the original clearance is submitted to a United States Collector of Customs.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130).

Dated: March 13, 1946.

JOHN C. BORTON,

Director,

Requirements and Supply Branch.

[F. R. Doc. 46-4474; Filed, Mar. 18, 1946;
10:54 a. m.]

[Amdt. 161]

PART 801—GENERAL REGULATIONS

REFUNDS OF SUBSIDY PAYMENTS

Section 801.16 *Refunds of subsidy payments* is hereby amended in the following particulars:

Paragraph (a) is amended to read as follows:

(a) No person shall export any of the types or varieties of food commodities set forth in paragraph (c) of this section of a value in excess of \$10.00 for processed prunes and raisins or in excess of \$1.00 for dry edible beans to any destination other than Canada or a ter-

ritory or possession of the United States; or any of the types or varieties of food commodities set forth in paragraph (d) of this section of a value in excess of \$15.00 to any destination other than a territory or possession of the United States; or any of the types or varieties of food commodities set forth in paragraph (e) of this section of a value in excess of \$10.00 to any destination other than a territory or possession of the United States, unless:

(1) Any subsidy payments made by the Department of Agriculture or other appropriate agency have been refunded in the amount, with respect to variety, grade and size, specified in paragraphs (c), (d) and (e) of this section, and

(2) There is presented to the Collector of Customs at the port of exit a Certificate of Subsidy Clearance issued by the Department of Agriculture or other appropriate agency which shall indicate the fact that the exporter has met the requirement specified in subdivision (1) of this paragraph (a) in regard to refunds of subsidy payments with respect to the commodities authorized for export, or that such refund is not required for the particular shipment.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 15, 1946.

JOHN C. BORTON,
Director,

Requirements and Supply Branch.

[F. R. Doc. 46-4475; Filed, Mar. 18, 1946;
10:54 a. m.]

[Amdt. 158]

PART 802—GENERAL LICENSES

GENERAL LICENSE FOR GIFT PARCELS

Part 802 *General Licenses* is hereby amended by adding thereto § 802.29 as follows:

§ 802.29 *General license for gift parcels*—(a) *General license*. There is hereby granted a general license authorizing the exportation of gift parcels, as defined in paragraph (b) of this section, to all destinations to which parcel post service is available, except Japan; *Provided*, That such exportation is in accordance with the following provisions of this section:

(b) *Definition*. For the purpose of this general license a gift parcel is defined as a parcel containing commodities having a total value not in excess of \$25.00 sent by parcel post to an individual in a foreign country free of cost to such individual and conforming to Post Office Department regulations as to size and weight: *Provided, however*, That in no event shall the weight exceed eleven pounds.

(c) *General license designation*. The legend "gift parcel" shall be plainly written on the address side of the parcel and on any Customs declaration required by the Bureau of Customs, the inscription of which on the parcel shall con-

stitute a certification by the donor that the shipment complies with the provisions of this general license.

(d) *Destinations*—(1) *Shipments to general destinations*. Gift parcels may be sent to individuals in all destinations to which parcel post service is available except Germany and Japan in accordance with the following provisions:

(i) No gift parcel shall contain commodities other than those of a personal nature, such as: Clothing, piece goods, toilet preparations, including soaps and shaving creams, writing materials, medicinals, including vitamins, and non-perishable foodstuffs, sent free of cost to an individual in a foreign country.

(ii) Not more than two gift parcels may be sent by the same donor to the same donee in any one calendar month.

(2) *Shipments to Germany*. No gift parcels may be sent to Germany except to displaced persons located in the United States occupied zone of Germany and then only in accordance with the following provisions:

(i) The gift parcel shall contain no commodity other than clothing or non-perishable foodstuffs.

(ii) Not more than one gift parcel may be sent from the same donor to the same donee in any one calendar week.

(iii) When any gift parcel is presented to the Post Office for exportation to a displaced person in Germany, there shall be exhibited to the postal clerk a card (UNRRA Form No. 1), from the donee addressed to the donor, which card has been issued pursuant to the regulations of the United States Army authorities in the occupied zone of Germany.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 15, 1946.

JOHN C. BORTON, Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4472; Filed, Mar. 18, 1946;
10:55 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A, as Amended
Mar. 15, 1946]

Section 944.54 *Priorities Regulation 33, Schedule A to Priorities Regulation 33* is amended to read as follows:

§ 944.54 *Schedule A to Priorities Regulation 33*. The priorities assistance assigned to builders under Priorities Regulation 33 may be used only to get the

following materials (additions to and deletions from this schedule may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Hardwood flooring.....	Direction 1
Millwork (including doors and built-in kitchen cabinets).....	Direction 1
Lumber.....	Direction 1
Softwood plywood (limited by Direction 1A as to uses and quantities).....	Direction 1A
Bathtubs.....	Direction 2
Cast iron radiation.....	Direction 3
Cast iron soil pipe and fittings.....	Direction 4
Gypsum board.....	Direction 5
Gypsum lath.....	Direction 5
Structural clay tile.....	Direction 6
Common and face brick.....	Direction 6
Concrete blocks.....	Direction 7
Prefabricated houses.....	Direction 8
Prefabricated sections.....	Direction 8
Prefabricated panels.....	Direction 8
Clay sewer pipe.....	Direction 8

Definitions of the above items may be given in the appropriate directions.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4446; Filed, Mar. 15, 1946;
4:42 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A]

SOFTWOOD PLYWOOD

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does*. Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Reconversion Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, stock cabinet manufacturers, stock door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

(b) *Definitions for the purpose of this direction*. (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels of the following grades: Interior (moisture resistant) type as follows: ¼" wall board; ¾" wall board; ¼" sound one side plypanel; ¾" sound one side plypanel; ¾" sheathing; ¾" sheathing; ½" sheathing and ¾"

sheathing and Exterior type: $\frac{1}{4}$ " sound one side plypanel and $\frac{3}{8}$ " sound one side panel.

(3) "Door plywood" means softwood plywood, Interior (moisture resistant) and Exterior type without external sealer treatment of $\frac{1}{4}$ " sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Stock cabinet manufacturer" means a millwork manufacturer who produces windows, sash, doors, window and door screens, cut stock for the foregoing, trim, moulding and kitchen cabinets for built-in installation as part of his regular millwork line.

(9) "Stock door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a $\frac{3}{8}$ " rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter; time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the Federal Register prior to the first day of any month.

(2) Every plywood manufacturer must reserve 60% of his total production of construction plywood in square footage beginning with the month of April, 1946, and in each calendar month thereafter, for delivery on certified orders. A plywood manufacturer must hold the 60% reserve production of construction plywood for certified orders from prefabricators, housing contractors, stock cabinet manufacturers and distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than 60% of the total monthly production of construction plywood. Any quantities of construction plywood reserved for certified orders from prefabricators, housing contractors, stock cabinet manufacturers or distributors, which, by the 20th of any month

in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery on uncanceled and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood for certified orders from door manufacturers or distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. Any quantities of door plywood manufactured which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for softwood plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for construction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA-4386. A housing contractor may not place HH rated or certified orders for plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 600 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than 30 days from the time that the construction

plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Stock Cabinet Manufacturers

(f) *Stock cabinet manufacturers.* The following provisions tell how a stock cabinet manufacturer may place with a plywood manufacturer or distributor certified orders for construction plywood for the manufacture of built-in cabinets, and how the cabinets must be sold:

(1) A stock cabinet manufacturer wishing to place certified orders for construction plywood, with the plywood manufacturer, or a distributor, shall apply to the CPA for authority to place such orders. A stock cabinet manufacturer must for the second calendar quarter of 1946 apply to CPA before April 1, 1946 and for subsequent quarters apply at least 20 days before the first day of the calendar quarter for which authorization is asked, by letter stating: (i) average monthly consumption of plywood in kitchen cabinets in your 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the next 3 calendar months in which construction plywood is required and (iii) total requirement in $\frac{3}{8}$ " basis of construction plywood for kitchen cabinets in item (ii) above. Such application will be processed equitably. A stock cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into cabinets. Furthermore, the stock cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) A stock cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitable for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month, starting with the month of April, 1946, for construction plywood, with the plywood manufacturer. A distributor must hold the construction plywood received after April 1, 1946 for sale only on certified orders or orders rated HH or AAA. Any quantities of construction plywood which at the end of a period of 60 days after receipt, are not required to fill all certified orders or HH or AAA rated orders received before that time, may be delivered by the distributor as he may desire, subject to all applicable orders and regulations of the CPA.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. If a distributor has made delivery of construction or door plywood from his inventory on certified orders from a prefabricator, housing contractor, door manufacturer or stock cabinet manufacturer, he may place certified orders with a plywood manufacturer to replace it in his inventory. The distributor must hold the plywood received on such certified order as provided in paragraph (1) above.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a millwork manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of millwork to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a $\frac{3}{8}$ " basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7.

Prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

The undersigned certifies to the supplier and to the CPA that he is a -----
(prefabricator, housing contractor,
stock cabinet manufacturer, door

manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.

Dated -----

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Validation of orders.* Any prefabricator, stock cabinet manufacturer, door manufacturer or housing contractor who has placed an uncertified order with a plywood manufacturer and is later authorized to place a certified order may validate the order by giving the plywood manufacturer the certificate that he is entitled to use. Any order that is validated subsequent to April 1, 1946, should be treated as though the order was placed on the date that the certificate was received by the plywood manufacturer.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of HH rating.* The HH rating may not be applied or extended to a plywood manufacturer for plywood. However, any person who has received an HH rated order for the delivery of plywood may extend the HH rating to his suppliers (except to a plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of plywood on an HH rated order, he may extend the HH rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a HH rated order for millwork or who has delivered millwork on an HH rating, may not extend the HH rating for plywood for incorporation into millwork.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be ad-

ressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) *Effective date.* This direction shall become effective April 1, 1946.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4444; Filed, Mar. 15, 1946;
4:41 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 8]

PREFABRICATED HOUSING UNDER THE RECONVERSION HOUSING PROGRAM

The following direction is issued pursuant to Priorities Regulation 33:

(a) *What this direction does.* This direction explains how manufacturers of prefabricated houses, sections or panels, called prefabricators in this direction, may get HH ratings for certain materials to be used in the manufacture and erection of prefabricated housing under the Reconversion Housing Program.

(b) *Definitions.* For the purpose of this direction:

(1) "Prefabricated house" means a house which is manufactured in a factory, is transported without being taken apart, and will be ready for occupancy when placed on a foundation and connected with required utility services. The term "prefabricated house" does not include house trailers.

(2) "Prefabricated section" means a section of a house which is manufactured in a factory, is transported without being taken apart, and will be ready for use when attached to another section or other sections of a house, or used in combination with prefabricated panels or conventionally constructed elements or both, placed on a foundation and connected with public utility services.

(3) "Prefabricated panel" means any floor, wall, partition, ceiling, roof or truss panel which is manufactured in a factory in such a fashion that it may be erected, in combination with other prefabricated panels or sections of a house, or in combination with conventionally constructed elements to produce housing accommodations. Prefabricated panels may, but need not, incorporate such items as window and door frames, sash, doors, builders' hardware, wiring, piping, etc.

(4) The terms "prefabricated panel" and "prefabricated section" do not include: (i) fabricated structural steel such as columns, beams, or trusses, (ii) millwork as defined in Direction 1 to Priorities Regulation 33, (iii) items of furniture and equipment not to be permanently attached to and made a part of a house or, (iv) building materials cut to size and shape for assembly at the site (however, if such materials are delivered by the prefabricator as part of the package he supplies, these materials for the purpose of this direction are considered as included in the package and are subject to the rules in this direction).

(c) *Applications by prefabricators for priorities assistance.* A prefabricator may apply to the Civilian Production Administration on Form CPA-4415 for authority to use an HH rating or to place certified orders to get materials on List 1 to this direction to be used in the manufacture of prefabricated houses, sections, and panels, or to be sold with them. Second quarter applications must be filed by April 1, 1946. Authorizations will be given on this form for materials for the Second Quarter (April, May and

June) and an advance authorization for a percentage of requirements for the third quarter (July, August, and September). The advance authorization will enable the prefabricator to place purchase orders for the third quarter before the receipt of his third quarter authorization, subject to the provisions of paragraph (d) (5). Priorities assistance will be granted only for such quantities of materials for manufacture into prefabricated houses, sections or panels as are likely to be fully used in housing authorized under the Reconversion Housing Program.

(d) *Use of HH ratings and certified orders by prefabricators.* (1) A prefabricator must not extend an HH rating which he receives from his customers.

(2) A prefabricator to whom an HH rating is assigned on Form CPA-4415 under this direction may use it only to get the quantities of the materials approved on the application (except that the HH rating may not be used to get materials covered by paragraph (3) below). The HH rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate).

Reconversion Housing Program
Prefabricated Housing
Serial #-----
Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in prefabricated units being manufactured under the Reconversion Housing Program and that I will sell the completed units only on orders rated HH under Priorities Regulation 33.

Manufacturer

(3) A prefabricator who has been granted priorities assistance on Form CPA-4415 may use an HH rating to get his approved quantity of bath tubs, radiation and soil pipe from distributors or jobbers, and for his approved quantity of gypsum board and lath from dealers, under Directions 2, 3, 4 and 5 to Priorities Regulation 33. A prefabricator, however, shall not use an HH rating to get any of these products directly from producers, as it is expected by the Civilian Production Administration that producers who regularly sell these products directly to prefabricators will continue to provide an equitable share of their products to them without use of ratings.

(4) A prefabricator whose application on Form CPA-4415 is approved may place certified orders for the approved quantities of lumber, millwork, hardwood flooring and softwood plywood in accordance with Direction 1 and Direction 1A to Priorities Regulation 33.

(5) The prefabricator must not specify delivery dates (delivery at his plant or warehouse) on HH rated or certified purchase orders for materials more than 30 days before the time they are to be incorporated in the prefabricated house, section or panel. Furthermore, the prefabricator must not place HH rated or certified purchase orders for materials in which delivery is specified later than during the third calendar month after the time when the purchase order is placed.

(e) *Extendibility of HH ratings by dealers.* A person (other than a prefabricator) who receives an HH rated order for a prefabricated house, section or panel, may extend the HH rating to a prefabricator to get the prefabricated house, section or panel which he will deliver on the HH order.

(f) *Sales by prefabricators.* A prefabricator must not sell any prefabricated house, section or panel, in which materials obtained with an HH rating or by means of a certified order under Direction 1 or Direction 1A to

Priorities Regulation 33 have been incorporated, except on an order rated HH.

(g) *Application by builders under Priorities Regulation 33.* A veteran of World War II or other builder who wishes to erect a prefabricated house, section or panel (including a prefabricator who erects the building himself) to produce housing accommodations may apply for an HH rating under Priorities Regulation 33 and his application will be processed in the usual fashion. If approved, the builder will be subject to all the requirements of Priorities Regulation 33 including the restrictions on sales price, rents and preference to veterans. When the application is approved, the builder will be assigned an HH rating which he may use to get the prefabricated house, section or panel and other items from the prefabricator. This rating may be applied in accordance with, and subject to the limitations of paragraph (d) of the regulation. The builder may also use the HH rating to get the necessary quantities of any other items on Schedule A of Priorities Regulation 33 from a supplier.

(h) *Violations.* Any person who wilfully violates any provision of this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(i) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Washington 25, D. C., Ref: Direction 8 to Priorities Regulation 33, stating the particular provision appealed from and stating fully the grounds for the appeal.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4442; Filed, Mar. 15, 1946;
4:41 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, List 1 to Direction 8]

The priorities assistance given under Direction 8 to Priorities Regulation 33 to prefabricators may be used only to get the following materials (additions to and deletions from this list may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Lumber.....	Direction 1
Hardwood flooring.....	Direction 1
Millwork (including doors and built-in kitchen cabinets).....	Direction 1
Softwood plywood, interior and exterior types.....	Direction 1A
Bathtubs.....	Direction 2
Cast iron soil pipe and fittings.....	Direction 4
Gypsum Lath.....	Direction 5
Gypsum Board.....	Direction 5
Prefabricated sections.....	Direction 8
Prefabricated panels.....	Direction 8
Insulation board, Other wallboard, Clay Sewer Pipe.	

Definitions of the above items may be found in the appropriate directions.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4443; Filed, Mar. 15, 1946;
4:41 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-926, Amdt. 1]

M. R. FLEISCHMAN CO.

Charles Fleischman and Dorothy V. Fleischman, a co-partnership, d/b/a M. R. Fleischman Company, with principal place of business at 50 Van Ness Avenue, San Francisco, California, engaged in the manufacture of women's wear, have appealed from the provisions of Suspension Order No. S-926. The Chief Compliance Commissioner has reviewed the case and has directed that the order be amended by substituting the following paragraph (b) for the present paragraph (b):

In view of the foregoing, it is hereby ordered, that: § 1010.926 *Suspension Order No. S-926* be amended by substituting the following paragraph (b) for the present paragraph (b):

(b) Charles Fleischman and Dorothy V. Fleischman, partners, d/b/a M. R. Fleischman Company, shall not receive any authorization from Civilian Production Administration to place orders bearing CC ratings for textiles during the first quarter of 1946, and they shall not place any orders bearing CC ratings for textiles during that period except that they may place orders for the second quarter of 1946 on or after March 15, 1946, for 70 percent of the yardage of the fabric that they would have normally been authorized under directions 9 or 10 to receive on M-328B CC rated orders in the first quarter of 1946. This authorization, which was prohibited by the terms of the suspension order, would have amounted to 43,168 yards of rayon body fabric for women's and misses' dresses and 11,358 yards of rayon body fabric for women's and misses' blouses.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4418; Filed, Mar. 15, 1946;
4:36 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended Mar. 8, 1946, Amdt. 1]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

Section 3290.46 *Limitation Order L-99* is amended as follows:

1. Paragraph (c) (2) is amended to change the last sentence to read as follows: "This temporary exemption applies only to appeals filed on or before March 25, 1946 by registered mail with return receipt requested or by telegraph,

and does not apply to any reappeal from action taken on the initial appeal."

2. Paragraph (1) of Schedule A is amended to read as follows:

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

3. Paragraph (2) of Schedule A is revoked.

4. The date in the heading of the "Did Produce" column of Schedule A is amended to read "March 8, 1946 (or the last prior date when the looms were in production)".

5. Paragraph (1) of Schedule B is amended to read as follows:

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule A on March 8, 1946 (or the last prior date when the looms were in production), are subject to the following requirement:

(i) These looms may produce only the items in the "May Produce Only" column of Schedule B opposite the applicable Group Number in the "Did Produce" column.

(ii) This requirement is effective on and after April 1, 1946 except that the effective date is April 15, 1946 in the case of looms which change to a different sley, and is April 30, 1946 in the case of looms which make changes in warp yarn numbers.

6. In Schedule A the entry in the "Did Produce" column for Group Number 16A is amended to read as follows:

Four leaf tent twill (Army spec. JQD-48)
Ticking—plain, staple strip ACA.

7. In Schedule A delete the asterisk before the item "Seamless Bags" in the "May Produce Only" column for Group Number 3.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4417; Filed, Mar. 15, 1946;
4:36 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 94, 2d Rev. Order 12]

SPECIAL MAXIMUM PRICES FOR CERTAIN TIRES

Revised Order No. 12 under SO 94 is redesignated Second Revised Order No. 12 and is revised and amended to read as set forth herein.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of SO 94, it is ordered:

(a) *What this second revised order does.* This second revised order establishes maximum prices for sales by War Assets Corporation of tires classified "C-1" or "R" by the United States Army or classified "B" by the United States Navy.

(b) *Maximum prices.* (1) The maximum price for tires classified "C-1" by the United States Army and classified "B" by the United States Navy and sold by War Assets Corporation, shall be \$30.00 per ton, "as is, where is".

(2) The maximum price for tires classified "R" by the United States Army and sold by War Assets Corporation, shall be 3½ cents per pound, "as is, where is".

(c) *Revocation and amendment.* This second revised order may be revoked or amended at any time.

This second revised order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4440; Filed, Mar. 15, 1946;
4:48 p. m.]

PART 1305—ADMINISTRATION

[SO 129, 1st Amdt. 10]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 14 is amended to read as follows:

SEC. 14 *Motor vehicles and equipment*—(a) *Automotive parts, certain sales.* (1) Automotive parts are suspended from price control:

(i) When sold to automotive vehicle manufacturers for use as automotive vehicle original equipment.

(ii) When sold to parts or subassembly manufacturers for use in the production of parts or subassemblies to be sold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(iii) When sold to manufacturers of complete assemblies other than automotive vehicles for use as original equipment in such assemblies, except that prices for sales under this subdivision (iii) shall not be higher dollarwise in relation to the seller's general level of prices for sales under subdivision (i) than was the case in March, 1942. For example, a parts manufacturer sold a certain automotive part to automotive vehicle manufacturers in March, 1942, for \$5.00,

and he sold the same part to a farm machinery manufacturer for \$6.00, or \$1.00 more. If he now raises his price to the automotive vehicle manufacturers to \$5.10, he may not charge more than \$6.10 to the farm machinery manufacturer, that figure being \$1.00 greater than the price to the automotive vehicle manufacturer. If the seller was not in the business of selling automotive parts in March, 1942, he shall be guided by the March, 1942 price differential of his most closely competitive seller of the same class.

(iv) When sold to distributors to be resold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(v) When sold to distributors to be resold to parts or subassembly manufacturers for use in the production of parts or subassemblies to be sold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(2) *Notification from purchasers of original equipment requirements.* Before delivery, a purchaser of automotive parts to be used as described in (i), (ii), (iii), (iv) or (v) shall notify the seller in writing of the quantity of the part required for use as original equipment in automotive vehicles or other complete assemblies or for use in the production of parts or subassemblies to be used as original equipment in automotive vehicles or other complete assemblies. The seller may rely upon the buyer's notification and treat as suspended from price control the sale and delivery of the number of parts stated by the purchaser.

(3) *When price control may be resumed.* Although price control of an automotive part is suspended, the vehicle manufacturers are not permitted to reflect in their prices unduly high parts prices. In general, parts prices will be considered unduly high if a seller's prices on the average exceed prices that would have been allowed had price control been maintained and had the prices been adjusted under the Office's reconversion policy. Consequently, parts prices that are inflationary in that they reflect temporary and artificially high elements of cost or profit margins materially greater than were prevailing in a representative peacetime period may not be passed through in the form of higher vehicle prices.

The widespread charging of prices higher than those that would have been allowed under continued price control will cause the Administrator to revoke the suspension of automotive parts. In addition, the Administrator may by order, under this paragraph, revoke the suspension from price control of individual sellers of automotive parts either with regard to all or certain of the parts sold by them. Such action will be taken when it appears that unduly high prices are being charged by certain sellers but that in general the level of parts prices is satisfactory. Such individual orders will state whether the maximum prices applicable upon the revocation of suspension will be those set forth in the particular price regulation which formerly controlled the particular type of sale or

* 11 F.R. 1520.

whether a different maximum price will apply.

(4) *Definitions.* As used in this supplementary order

(i) "Automotive vehicle" means a passenger automobile, truck, truck tractor, electric, diesel or gasoline motor driven bus, ambulance, hearse, flower car, airport limousine, mobile fire apparatus or motorcycle.

(ii) "Complete assembly" means an assembly in its final form and which will not later be incorporated in another product. Examples are farm tractors and farm combines.

(iii) "Automotive part" means any specific part, subassembly or accessory, except as excluded below, originally designed for use in an automotive vehicle and fabricated to such an extent that it may be identified as to its ultimate use in an automotive vehicle. "Automotive parts" do not include tires; batteries; radios; or ferrous and nonferrous castings covered by Regulations 41, 125, 214, 235, 241 and 244.

Examples: Glass is not an automotive part unless cut to size to be incorporated in an automotive vehicle. Electrical wire is not a "part" within the meaning of the definition unless sufficiently fabricated so that it may be identified with its ultimate use in automotive vehicles, as in the form of wire harness assemblies. Forgings are not "parts" unless they can be identified as to their ultimate use in automotive vehicles. Among such identifiable forgings are spindle bolts, axle shafts and crankshafts. Examples of stampings that are automotive parts are fenders, bodies, truck cabs, bumpers and brackets. Automotive fabrics in general are not parts, but when the fabric is cut to size and made part of a seat, the seat is a "part". Upholstery tacks are not "parts", since they were not originally designed for use in an automotive vehicle. Jacks of the type customarily included in the tool kit of an automotive vehicle are accessories meeting the requirements of the definition.

There follows a general but not exclusive list of automotive parts:

Automotive gears
Automotive steering assemblies
Automotive knee action front ends
Automotive conventional type front axles
Automotive suspension and booster springs
Automotive wheels and hub and drum assemblies
Automotive bearings
Automotive connecting rods
Automotive valves
Automotive valve springs
Automotive shock absorbers
Automotive body hardware
Automotive fan belts
Automotive armatures (motor and generator and wiper motors)
Automotive brake systems
Automotive transmissions
Automotive differentials
Automotive oil filters
Automotive coils and electrical parts
Automotive heaters and defrosters
Automotive brake parts
Automotive engine assemblies
Automotive radiators
Automotive horns or warning signaling devices
Automotive drag links
Automotive mouldings
Automotive oil and water pumps
Automotive propeller shafts

Automotive window regulators
Automotive rear axle shafts
Automotive ring and pinion gears
Automotive cylinder sleeves
Automotive speedometers
Automotive truck winches
Automotive truck hoists
Automotive truck bodies
Automotive truck-tractor fifth wheel assemblies

2. Section 18 (b) (1) is amended to read as follows:

(1) *Automotive parts: reports of increased prices.* Each seller of automotive parts shall mail to the Automotive Branch, OPA National Office, Washington 25, D. C., not later than five days from the date a firm price for a sale of an automotive part suspended by this Order is agreed to by the seller and the purchaser, the following information regarding such a sale when the firm price is higher than the maximum price prior to suspension:

- (i) Description of the part.
- (ii) Name and address of buyer.
- (iii) Firm selling price.
- (iv) Former maximum price (not required where maximum price would have been established under section 8 of Maximum Price Regulation 452).

Once the information has been reported as to a new price, reports need not be made for later sales at or below that price.

This amendment shall become effective March 15, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4422; Filed, Mar. 15, 1946;
4:38 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES [MPR 426, Amdt. 168]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respect.

The first sentence of section 5a (b) is amended to read as follows: "Original sales of produce by country shippers, grower-packers or grower-distributors to packers of gift packages are exempt from

* 10 F. R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12707, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F. R. 557, 608, 1102, 1356, 1213.

* Sellers of parts subject to MPR 149 shall mail these reports to the Rubber, Chemicals and Drugs Branch.

this regulation if the produce sold is to be used and resold in gift packages."

This amendment shall become effective 12:01 a. m., March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4432; Filed, Mar. 15, 1946;
4:47 p. m.]

PART 1303—ZINC

[MPR 3, Amdt. 2]

ZINC SCRAP MATERIALS AND SECONDARY SLAB ZINC

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 3 is amended in the following respects:

1. Section 1303.14 is amended to read as follows:

§ 1303.14 *Appendix B: Maximum prices for secondary slab zinc.*—(a) *Base prices.*

Grade:	Base price (cents per pound)
Prime Western.....	8.25
Selected.....	8.35
Brass Special.....	8.50
Intermediate.....	8.75
High Grade.....	9.25

(b) *Sold and delivered or shipped in carload lots.* The term "base price" referred to in this paragraph means the price listed in paragraph (a) of this section for the respective grade of slab zinc.

Grade:	Maximum price per pound (delivered, buyer's receiving point)
Prime Western....	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Selected.....	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Brass Special....	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Intermediate....	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
High Grade.....	Base price.

The minimum quantity making up a carload lot for the purposes of maximum Price Regulation No. 3 shall be the minimum quantity required to obtain railroad carload lot rates from the point of shipment to the point of destination.

(c) *Sold and delivered, shipped or carried away in less than carload lots.* The term "base price" referred to in this paragraph means the price listed in paragraph (a) of this section for the respective grade of slab zinc.

* 8 R. F. 3171.

(1) Sales of secondary slab zinc by the producer of the zinc sold.

For sales in lots of—	Maximum price per pound (f. o. b. point of shipment)	
	Prime western, selected, brass special, intermediate	High grade
20,000 pounds and less than a carload.	Base price plus 0.15¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.15¢.
10,000 pounds and less than 20,000 pounds.	Base price plus 0.25¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.25¢.
2,000 pounds and less than 10,000 pounds.	Base price plus 0.40¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.40¢.
Less than 2,000 pounds.	Base price plus 0.50¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.50¢.

(2) Sales by all persons except producers.

For sales in lots of—	Maximum price per pound (f. o. b. point of shipment)	
	Prime western, selected, brass special, intermediate	High grade
20,000 pounds and less than a carload.	Base price plus 0.65¢ plus lowest carload freight from East St. Louis to point of shipment.	Base price plus 0.65¢.
10,000 pounds and less than 20,000 pounds.	Base price plus 0.75¢ plus lowest carload freight from East St. Louis to point of shipment.	Base price plus 0.75¢.
2,000 pounds and less than 10,000 pounds.	Base price plus \$1.00 plus lowest carload freight from East St. Louis to point of shipment.	Base price plus \$1.00.
Less than 2,000 pounds.	Base price plus \$1.50 plus lowest carload freight from East St. Louis to point of shipment.	Base price plus \$1.50.

(d) **Specifications.** The grades of secondary slab zinc specifically referred to above shall conform to the following chemical requirements.

MAXIMUM IMPURITIES—PERCENT

Grade	Lead	Iron	Cadmium	Total not over—
High grade*	0.07	0.02	0.07	0.10
Intermediate*	.20	.03	.50	.50
Brass special*	.60	.03	.50	1.00
Selected*	.80	.04	.75	1.25
Prime western.	1.60	.08		

*Shall be free of aluminum.

Secondary slab zinc which fails to meet the standards of Prime Western grade shall be sold below the maximum price established herein for that grade.

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4433; Filed, Mar. 15, 1946;
4:48 p. m.]

PART 1364—FRESH CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 579, Amdt. 17]

CERTAIN SPECIES OF FRESH AND FROZEN FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 579 is amended in the following respects:

1. Section 2.7 (e) is added to read as follows:

(e) *Certain inland warehouse sales to retailers and purveyors of meals at Column G prices.* For purposes of sec-

tion 2.7 (b) and 2.7 (c) an inland branch warehouse of a primary fish shipper or other wholesaler meeting the qualifications in section 2.5 (c) shall be treated as an independent wholesaler and the transfer from one such inland branch warehouse to another such inland branch warehouse shall be treated as a sale for the purpose of qualifying under those sections 2.7 (b) and 2.7 (c).

2. Section 3.3 (g) is added to read as follows:

(g) *Certain inland warehouse sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (e) the table prices listed in the following subparagraphs (1) and (2) are applicable to a primary processor's inland warehouse sales of frozen fish which the primary processor purchased from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 3.3 (e) or section 3.5 (b) and sales of frozen fish which the primary processor received at that selling warehouse from another of his inland warehouses where the transfer to the selling warehouse otherwise qualifies as an inland warehouse sale under section 3.3 (e) or 3.5 (b): *Provided, however,* That during the year prior to March 15, 1946 such processor handled frozen fish listed in table IB at such selling inland warehouse and received less than 20% of the frozen fish listed in table IB which he handled at that warehouse by shipment from Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut or any foreign country; and *Provided, further,* That the selling inland warehouse meets the qualifications of section 3.3 (e); except that the prices in subparagraphs (1) and (2) shall not be applicable to sales from an inland warehouse of a primary processor if during the year preceding April 13, 1943 he received frozen fish of the same species at that warehouse for the most part in carload lots or as a portion of a whole carload lot including other species:

(1) To a retailer—the price listed in Column V of Table IB (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 3.9—the price listed in column V of Table IB (section 10.1) plus ½ cent.

(ii) If the sale is not covered by subdivision (i)—the price listed in column V of table IB (section 10.1).

3. Section 3.7 (b) is amended to read as follows:

(b) *Certain sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 3.3 (e) or section 3.5 (b) or receives fish at an inland branch warehouse from another of his inland warehouses and the transfer otherwise qualifies as a primary distributor sale or importer sale under section 3.6 (a) or 3.5 (b) may sell that fish to retailers or purveyors of meals at the table prices listed in the following subparagraphs (1) and (2): *Provided, however,* That he does not qualify as a primary distributor under section 3.6 at his selling domestic established place of business with respect to that species; and *Provided, further,* That during the year prior to March 15, 1946 he handled frozen fish listed in table IB at such domestic established place of business and during that year received less than 20% of the frozen fish listed in table IB which he handled at such established place of business by shipment from Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut or any foreign country:

(1) To a retailer:

(i) If the seller is a retailer-owned cooperative wholesaler (defined in paragraph (a) (2) (i))—selling to an affiliated retail store—the prices listed in column V of table IB (section 10.1) minus one cent.

(ii) If the seller is not a retailer-owned cooperative wholesaler—the price listed in column V of table IB (section 10.1).

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 3.9—the price listed in column V of Table IB (section 10.1) plus ½ cent.

(ii) If the sale is not covered by subdivision (i)—the price listed in column V of Table IB (section 10.1).

4. Section 3.12 is amended by adding at the end of the list of differentials and allowances the following:

Parchment wrapped in 2 lb.
wood or paper box..... add 1¼¢ per lb.
Cellophane wrapped in 2 lb.
wood or paper box..... add 1½¢ per lb.

5. Section 4.7 (e) is added to read as follows:

(e) *Certain inland warehouse sales to retailers and purveyors of meals at Column G prices.* For purposes of section

4.7 (b) and 4.7 (c) an inland branch warehouse of a primary fish shipper or other wholesaler meeting the qualifications in section 4.5 (c) shall be treated as an independent wholesaler and the transfer from one such inland branch warehouse to another such inland branch warehouse shall be treated as a sale for the purpose of qualifying under those sections 4.7 (b) and 4.7 (c).

6. Section 5.3 (g) is added to read as follows:

(g) *Certain inland warehouse sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (e) the table prices listed in the following subparagraphs (1) and (2) are applicable to a primary processor's inland warehouse sales of frozen fish which he purchased from a primary distributor or from another inland warehouse of a processor or importer pursuant to section 5.3 (e) or 5.5 (b) or from a wholesaler who prices pursuant to section 5.7 (a) (1) (ii) or (iii), and to sales of frozen fish which the primary processor received at that selling warehouse from another of his inland warehouses where the transfer to the selling inland warehouse otherwise qualifies as an inland warehouse sale under section 5.3 (e) or 5.5 (b): *Provided, however,* That during the year prior to March 15, 1946 such processor handled frozen fish listed in table II B at such inland warehouse and received less than 20% of the frozen fish listed in table II B which he handled at that warehouse by shipment from Alaska, Washington, Oregon, California or any foreign country; and *Provided, further,* That the selling warehouse meets the qualifications of section 5.3 (e); except that the prices in subparagraphs (1) and (2) shall not be applicable to sales from an inland warehouse of a primary processor if during the year preceding April 13, 1943 he received frozen fish of the same species at that warehouse for the most part in carload lots as a portion of a whole carload lot including other species.

(1) To a retailer—the price listed in column V of table I B (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 5.9—the price listed in Column V of Table II B (section 10.1) plus one cent.

(ii) If the sale does not fall within subdivision (i)—the price listed in Column V of Table IIB (section 10.1).

7. Section 5.5 (d) is amended to read as follows:

(d) Notwithstanding the provisions of paragraph (a) the maximum price which a person may charge for a sale of frozen fish which he receives in bond from the Pacific Coast of Canada is (except as modified by section 5.3 (g)) the appropriate table price applicable to a sale of such fish purchased from a primary processor plus all applicable allowances for an importer sale.

8. Section 5.7 (b) is amended to read as follows:

(b) *Certain West Coast sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish from another wholesaler who prices on the basis of Column III pursuant to section 5.7 (a) (1) (ii) or (iii) may sell that fish to retailers or purveyors of meals at the table prices in paragraph (d).

9. Section 5.7 (c) is added to read as follows:

(c) *Certain inland sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish at an established place of business from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 5.3 (e) or section 5.5 (b) or who receives fish at an inland branch warehouse from another of his inland warehouses and the transfer otherwise qualifies as a primary distributor sale or importer sale under section 5.6 (e) or 5.5 (b) may sell that fish to retailers or purveyors of meals at the table prices in paragraph (d): *Provided, however,* That he does not qualify as a primary distributor under section 5.6 (a) at his selling domestic established place of business with respect to that species; and *Provided, further,* That during the year prior to March 15, 1946 he handled frozen fish listed in table IIB at such domestic established place of business and during that year received less than 20% of the frozen fish listed in table IIB which he handled at that domestic established place of business by shipment from Alaska, Washington, Oregon, California or any foreign country.

10. Section 5.7 (d) is added to read as follows:

(d) *Table prices.* (1) To a retailer:

(i) If the seller is a retailer-owned cooperative wholesaler (defined in section 4.4 (d)) selling to an affiliated retail store—the price listed in Column V of Table IIB (section 10.1) minus one cent.

(ii) If the seller is not a retailer-owned cooperative wholesaler—the price listed in Column V of Table IIB (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 5.9—the price listed in Column V of Table IIB (section 10.1) plus one cent.

(ii) If the sale does not fall within subdivision (i)—the price listed in Column V of Table IIB (section 10.1).

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4430; Filed, Mar. 15, 1946; 4:47 p. m.]

PART 1377—WOODEN CONTAINERS

[RMFR 320, Amdt. 4]

EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 320 is amended in the following respects:

1. Section 3, Table V, footnote 5 is amended to read as follows:

* All berry crates sold without cups or dividers, deduct the ceiling price of the dividers and the ceiling price of the cups.

2. A new section 3a is added to read as follows:

SEC. 3a. *Interim pricing on certain strawberry crates.* On and after March 15, 1946, manufacturers of the crates listed below may make the dollar and cent addition specified below on all sales of complete crates (including cups and dividers). This addition must be shown separately on the invoice. The overtime, dealer's and warehouseman additions cannot be made to the increase provided for in this section. Dealers and warehousemen may increase their present maximum prices by the exact dollar and cent addition to their cost on all sales of crates on which they have been charged the extra provided by this section.

FCB No.	Container description	Addition per 100 crates
5616	24-qt. wired American berry crates..	\$5.25
5501	24-qt. Jarrell-type folding berry crates.....	5.90
5720	24-qt. hinged cover berry crates—made up.....	7.05
253	24-qt. American berry crates 11" x 11" x 21 1/4" to 22".....	5.10
295	36-pt. berry crates—oblong cups 9" x 11" x 22".....	5.60
252	24-pt. American berry crates 9" or 9 1/2" x 9" x 18".....	4.00
5615	24-pt. wire American berry crates.....	4.10
260	24-pt. berry crates—oblong cups.....	4.15
	16-qt. American berry crates.....	3.70

This Amendment No. 4 shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4431; Filed, Mar. 15, 1946; 4:47 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3, Amdt. 9]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

1. Section 19.4 (c) (2) (i) is amended by adding at the end thereof the following sentence: "However, for any quarterly period beginning on or after April 1, 1946, the number of one hundred pound units are multiplied by 90 percent of the average number of pounds of sugar which he used per one hundred pounds of that type of dried beans so used in 1941."

2. Section 19.4 (d) is amended by adding at the end thereof the following sentence: "However, an industrial user may use 90 percent of the average amount of sugar he used in 1941 per one hundred pounds of dried beans processed for each one hundred pounds of dried beans he processes in any quarterly period on or after April 1, 1946. He may not use more sugar than this amount."

3. Section 19.5 (c) (2) is amended to read as follows:

(2) The amount of the provisional allowance of sugar for use in canning or bottling fruit juices shall be computed in the following way separately for each kind of fruit juice:

(i) For each kind of fruit juice the number of gallons of that kind of fruit juice which the applicant expects to make from the date of application to the end of the quarterly period for which application is made (or for use in the period from March 15, 1946, to April 1, 1946) is multiplied by 90 percent of the average number of pounds of sugar which he used per gallon for that kind of fruit juice during 1941;

(ii) The resulting figures for each kind of fruit juice are added together and the result is his provisional allowance for canning and bottling fruit juices. The District Office shall issue to him a check for the amount of his provisional allowance less any unused balance of his last provisional allowance of sugar issued for canning and bottling fruit juices.

4. Section 19.5 (d) is amended to read as follows:

(d) *Restriction on use.* If an industrial user receives a provisional allowance under this order for canning and bottling any kind of fruit juice, he may use that provisional allowance only for the purpose of canning and bottling that kind of fruit juice. For any packing season beginning after March 14, 1946, or for any part of a packing season not ended by that date he may not use more sugar in canning or bottling any fruit juice than 90 percent of the average amount of sugar he used per gallon for that kind of fruit juice in 1941. Moreover, he may not use sugar for a packing season in excess of the average rate provided in computing his allowance.

5. Section 19.10 (c) (2) is amended to read as follows:

(2) The amount of the provisional allowance of sugar for use in canning or bottling fruit, for each kind of fruit, shall be computed in the following way:

(i) The number of cases of 24 No. 2½ cans (or equivalent) of that kind of fruit which the applicant expects to pack from the date of application (or for use in the period from March 15, 1946, to April 1,

1946) to the end of the quarter is multiplied by 90 percent of the average number of pounds of sugar which he used per 24 No. 2½ cans (or equivalent) for that kind of fruit during 1941.

The resulting figures for each kind of fruit are added together and the result is his provisional allowance for canning and bottling fruit. The District Office shall issue to him a check for the amount of his provisional allowance less any unused balance of his last provisional allowance of sugar issued for canning and bottling fruit.

6. Section 19.10 (d) is amended to read as follows:

(d) *Restriction on use.* An industrial user who obtains a provisional allowance under this order may use the sugar only during the packing season for which it was obtained and for packing the fruit for which it was granted and not in excess of the average rate provided in computing his allowance.

7. Section 19.10 (e) is amended to read as follows:

(e) *Records and reports.* An industrial user who, during a calendar month, has sugar for canning or bottling fruit must, before the sixteenth day of the following month, file with the District Office with which he is registered, a report on OPA Form R-359-A giving all the information required by that form. He must keep a copy of this report at his principal business office as long as this order remains effective.

This amendment shall become effective March 15, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4434; Filed, Mar. 15, 1946; 4:48 p. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5, Amdt. 4]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Revised General Ration Order 5 is amended in the following respects:

1. Section 2.2 (b) is amended to read as follows:

(b) Institutions of involuntary confinement (such as prisons, insane asylums and homes for delinquents) and also logging camps, lake steamers, fishing vessels, tugs, barges, and other ships, are not in Group I even if they meet the above tests. Any other establishments which meet the above tests are in Group I, even if they also meet the tests for Group IV, V or VI.

¹ 11 F. R. 116.

2. Section 16.4 (a) (4) is amended to read as follows:

(4) That his account will be closed and his ration banking privileges will be withdrawn unless he repays the amount of all overdrafts on that account within seven (7) days after his allotment has been issued by the District Office for the allotment period following the one in which he received the notice of the overdraft. If the user does not apply for an allotment within the first fifteen (15) days of such allotment period, his account will be closed by the District Office on the sixteenth day of such allotment period. (However, if the user has been given permission to apply for allotments under section 5.3 (d) later than fifteen (15) days after the beginning of an allotment period, and such user applies within such specified period, the time for repayment shall be no later than seven (7) days after his allotment has been issued by the District Office. If such user does not apply within the specified period, his account will be closed on the day following the last day on which he is thus permitted to apply for an allotment.)

This amendment shall become effective March 22, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4509; Filed, Mar. 18, 1946; 11:40 a. m.]

PART 1339—BURLAP AND BURLAP PRODUCTS

[RPS 18, Amdt. 9]

BURLAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 18 is amended in the following respects:

1. Paragraph (b) of § 1339.9 is amended to read as follows:

(b) "Burlap" means jute burlap (whether new, second hand, damaged or resewn) of the constructions listed in this Revised Price Schedule No. 18.

2. The first paragraph of § 1339.11 is amended to read as follows:

§ 1339.11 *Appendix A: Maximum import purchase prices.* The maximum prices at which any person other than an agency of the United States Government may purchase burlap of the constructions described in this § 1339.11 from a foreign seller (or his agent) for importation into the United States are those specified below. These prices are also the maximum prices at which any person may sell or offer to sell burlap of the constructions described in this § 1339.11 for importation into the United States, and for the purpose of this regulation, a domestic agent of a foreign seller shall be considered a seller. These

¹ 7 F. R. 1241, 1600, 1836, 2000, 2132, 5138, 6385, 7435, 8948; 8 F. R. 14311; 9 F. R. 7936; 10 F. R. 1142, 13527, 14257; 11 F. R. 2222.

prices are in cents per yard, net cash, f. o. b. ocean vessel, foreign port of shipment, and include all export duties, port charges, taxes, tolls and commissions.

3. The third undesignated paragraph of § 1339.12 (a) is amended by deleting the phrase "from India" in the second sentence thereof and substituting therefor the phrase "from foreign port of shipment".

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4510; Filed, Mar. 18, 1946;
11:40 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[RMPR 289,¹ Amdt. 49]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

1. A new section 15b is added to read as follows:

SEC. 15b. *Establishment of maximum prices at all levels of distribution by individual authorization.* (a) Whenever maximum prices are established by individual authorization for sales of a cheese item by a named manufacturer, the maximum prices established at the distributive levels shall be applicable to any wholesaler purchasing the item, provided he performs the functions described in the appropriate definition of the Regulation for that class of wholesaler. This section does not apply to sales at retail which are governed by Maximum Price Regulations 422 and 423.

(b) *Notification by manufacturers.* (1) With the first delivery of a cheese item for which maximum prices have been established by individual authorization at the various levels of distribution, the manufacturer shall notify the purchaser of his maximum selling price by supplying him with the following written statement. A copy of such notification shall be retained by the manufacturer:

(Insert date)

The OPA maximum prices for sales of (describe the cheese item by kind, brand name, container size, type of package or container) have been established at all levels of distribution (except sales at retail) by Order No. _____ of Revised Maximum Price Regulation 289. We are authorized to inform you that the maximum prices at the various levels of distribution, delivered at any place in Wisconsin, are as follows: (Insert classes of sellers and maximum prices for sales by each class.) Maximum prices for sales of this item, delivered at any place

outside Wisconsin, shall be the prices established for sales in Wisconsin, plus the lowest published railroad carlot freight rate per pound gross weight from (insert basing point, as set forth in the order) to the place of delivery multiplied by 1.15. Since you are a (insert class of seller) your maximum price for this item, delivered at (insert place of delivery) is \$ _____ per pound. On and after the first delivery of this item to you from your customary type of supplier containing this notification you must supply all purchasers with written notification of your new maximum price. If you are a retailer your maximum prices shall be computed on the basis of your net delivered cost plus the markup provisions contained in section 39 (a) Table B of Maximum Price Regulation 422 or section 28 (a) Table B of Maximum Price Regulation 423, whichever is applicable. The OPA requires you to keep this notice for examination.

(2) For a period of 60 days after the establishment of a new maximum price for the cheese item, and with the first delivery after the 60-day period to each person who has not made a purchase within that time, each manufacturer shall include in, or securely attach to the outside of, each case, carton, or other receptacle containing the cheese item the written notice set forth in paragraph (b) (1) above. However, for sales directly to any retailer the manufacturer may supply the notice by attaching it to, or stating it on, the invoice covering the shipment instead of providing it with the item.

(c) *Notification by wholesalers.* Any wholesaler who has received written notice of the establishment of a new maximum price for a cheese item, as provided in the immediately preceding paragraph (b) (1) and (2), after actually receiving the cheese item for the first time with such a notice must, at the time of sale, supply each purchaser of the item from him (either another wholesaler or a retailer) with written notice of the establishment of the new maximum price. This notice, a copy of which shall be retained by the wholesaler, must be attached to, or stated on, the invoice covering the first delivery to such purchaser, after the effective date of the order establishing a new maximum price, and shall read as follows:

Our OPA ceiling price established by Order No. _____ under section 15b of Revised Maximum Price Regulation 289 for sales of (describe the cheese item by kind, brand name, container size, type of package or container) delivered at (insert place of delivery) is \$ _____ per pound. The maximum prices established for sales of this item at the various levels of distribution, delivered at any place in Wisconsin, are as follows: (Insert classes of sellers and maximum prices for sales by each class.) The maximum prices for sales of this item delivered at any place outside Wisconsin shall be the prices established for sales in Wisconsin, plus the lowest published railroad carlot freight rate per pound gross weight from (insert basing point) to the place of delivery multiplied by 1.15. You are required to notify all wholesalers and retailers for whom you are a customary type of supplier purchasing the cheese item from you after (insert effective date of order) of any change in your maximum price. This notice must be made in the manner described in section 15b (b) of Revised Maximum Price Regulation 289. The OPA requires you to keep this notice for examination.

2. Section 35 (d) (1) is amended by adding the following paragraph at the end thereof:

The provisions of this paragraph shall apply only when maximum prices have not been established by individual authorization or under the formula provisions of paragraph (d) (2).

3. Section 35 (g) (2) (ii) is amended to read as follows:

(ii) *Maximum prices for wholesalers.* The maximum price for the sale of a cheese item covered by this section, delivered at any place, by a primary wholesaler, secondary wholesaler, or service wholesaler, shall be the maximum price in effect on January 31, 1946, plus or minus (as the case may be) the amount by which the applicable maximum base price, or applicable maximum price for the appropriate type of sale to such wholesaler at that place has been increased or decreased since January 31, 1946.

If for any reason the provisions of this subparagraph (ii) are inapplicable, the Administrator of the Office of Price Administration may on his own motion, or upon application, establish maximum prices at any distributive level.

4. Section 35 (m) is amended by adding at the end thereof, the following six paragraphs:

(7) A "primary wholesaler" is a person who sells to a wholesaler or to a retail distributing warehouse.

(8) A "secondary wholesaler" is a person who purchases processed cheese, cheese foods or cheese spreads, from a primary wholesaler and either sells such items in quantity lots smaller than his purchases to one who customarily operates as a service wholesaler of those items, or sells and delivers such items to the physical premises of a retail distributing warehouse. No person who is a manufacturer or primary wholesaler of such cheese item, or who is in any way affiliated or associated with such manufacturer or primary wholesaler may qualify as a secondary wholesaler.

(9) A "service wholesaler" is a person who sells to and makes delivery to the physical premises of an individual retail store or an individual commercial, industrial, institutional or non-federal governmental user. No person shall be deemed a "service wholesaler" unless he owns or maintains a warehouse in the marketing area in which the physical premises of the above-described purchasers are located.

(10) The "physical premises of a retail distributing warehouse" means any place in such retail distributing warehouse at which cheese items are generally received for redistribution to the various retail stores or restaurants operated and serviced by the warehouse.

(11) The "physical premises of an individual retail store" means the place where cheese items are sold to ultimate household users.

(12) The "physical premises of an individual commercial, industrial, institutional, or non-federal governmental user" means the place where cheese items are consumed by such user. Pro-

¹ 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043.

vided, however, That the physical premises of a municipally-operated central kitchen preparing lunches for non-profit distribution to school children shall be deemed the physical premises of an institutional user.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4429; Filed, Mar. 15, 1946;
4:46 p. m.]

PART 1371—IMPORT PRICES

[Rev. Max. Import Price Reg.]

IMPORT PRICES

Maximum Import Price Regulation is redesignated Revised Maximum Import Price Regulation and is amended to read as follows:

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

ARTICLE I—APPLICATION OF THIS REGULATION

Sec.

1. Scope of this regulation.
2. Exceptions from the general pricing formula.

ARTICLE II—MAXIMUM PRICES

3. General formula for computing maximum prices of certain imported commodities.
4. Maximum price computation records.
5. Maximum prices by order.
6. Application for maximum prices.
7. Maximum prices for sales by wholesalers who buy from other wholesalers.
8. Maximum prices for sales by retailers (other than importing retailers).
9. Maximum export prices.

ARTICLE III—ADJUSTMENTS AND ADJUSTABLE PRICING

10. Maximum price adjustments.
11. Adjustable pricing.

ARTICLE IV—DEFINITIONS

12. Specific definitions.
13. Definitions incorporated by reference.

ARTICLE V—GENERAL PROVISIONS

14. Geographical applicability.
15. Prohibition and evasion.
16. Enforcement.
17. Records.
18. Failure to file reports.
19. Licensing.
20. Taxes.
21. Modification of provisions of this regulation by order.
22. Petitions for amendment.

APPENDIX A—MAXIMUM PRICES FOR CERTAIN SPECIFIC COMMODITIES

23. Maximum price determination "in line" for certain imported commodities.
24. List of commodities excepted from section 3.

APPENDIX B—ADJUSTMENT OF MAXIMUM PRICES FOR CERTAIN COMMODITIES MANUFACTURED FROM IMPORTED COMMODITIES

25. Adjustment of maximum prices for certain commodities manufactured from imported commodities.

AUTHORITY: § 1371.1 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, No. 54—3

7 F.R. 7671 and E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691.

ARTICLE I—APPLICATION OF THIS REGULATION

SECTION. 1. *Scope of this regulation—*
(a) *Control of prices after importation.* This revised regulation controls the prices on all types of sales of all kinds of imported commodities imported into the continental United States after March 31, 1942, except sales of:

(1) Firewood from Canada, lumber and forest products, beverages, animal and poultry feeds;

(2) Any commodity of a kind or category expressly named in and for which a maximum price can be determined under another regulation;

(3) Any commodity not subject to price control. Examples of imported commodities priced under regulations expressly naming the kind or category of commodity are green coffee and imported watches. Most of the imported commodities formerly priced under the General Maximum Price Regulation are now priced under this regulation.

(b) *Commodities before importation are not controlled.* This regulation establishes maximum prices for sales of commodities after importation and except as specifically provided under orders issued by the Price Administrator does not control the prices on sales of any commodity prior to importation.

(c) *Methods of control.* This regulation provides:

(1) A general pricing formula which certain sellers of imported commodities may use automatically to determine maximum prices;

(2) A means for establishment of maximum prices for certain other sellers of imported commodities by orders issued under this regulation; and

(3) A method of adjustment, by orders issued under this regulation, of maximum prices of manufactured commodities priced under the General Maximum Price Regulation if imported commodities are used in their manufacture.

SEC. 2. *Exceptions from the general pricing formula—*(a) *Exceptions listed.* The maximum prices for all sales of all imported commodities controlled by this regulation shall be computed under the general pricing formula set out in section 3 of this regulation except:

(1) Maximum prices required to be established under Appendix A, section 23;

(2) Maximum prices established by orders of general applicability under section 21 of the original Maximum Import Price Regulation (Example: Order 38 pricing imported foods) or under section 21 of this Revised Maximum Import Price Regulation;

(3) Maximum prices which cannot be established automatically by the seller under section 3 for want of the necessary pricing experience;

(4) Maximum prices established by individual orders which are temporarily continued in effect under section 10 (c) of this Revised Maximum Import Price Regulation.

(b) *Revocation of prior orders.* Individual price orders and individual let-

ter approvals for maximum prices on imported commodities, issued under the original Maximum Import Price Regulation, are revoked, except as temporarily continued in effect by section 10 (c) of this regulation.

ARTICLE II—MAXIMUM PRICES

SEC. 3. *General formula for computing maximum prices of certain imported commodities.* Maximum prices on sales of any commodity imported after March 31, 1942, not listed in exceptions under sections 1 and 2 of this regulation, by any seller to any particular class of purchasers shall be determined by the seller as follows:

(a) By taking the total of:

(1) His cost of acquisition (as defined), plus

(2) (i) His dollars-and-cents markup per unit used for the same imported commodity, or, alternately,

(ii) 75% of his percentage markup per unit, used for the same class of imported commodity;

On his last delivery or offer for delivery to the same class of purchasers while acting in the same capacity between January 1, 1939 and March 31, 1942.

SEC. 4. *Maximum price computation records.* Importers and other sellers establishing maximum prices for imported commodities under section 3 of this regulation shall preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, past business records substantiating the markups which they apply to their current costs of imported commodities in determining their maximum prices. These records must be made available for examination by the Office of Price Administration or any authorized representative thereof.

SEC. 5. *Maximum prices by order.* (a) If any seller cannot determine his maximum price for any imported commodity under a price regulation specifically naming the kind or category of commodity or under a price order applicable to that commodity or under the general pricing formula in section 3, he shall apply for a maximum price before selling such commodity. The Price Administrator will establish his maximum price or formula for determining his maximum price for such commodity by order:

(1) On the basis of:

(i) Cost of acquisition; and

(ii) The customary dollars-and-cents markup on the same class of commodity, for the same class of sellers and purchasers, during March 1942 or during the nearest comparable selling period prior to that date; or

(2) (In case the commodity is listed in Appendix A and it is found that its sale at maximum prices determined on the basis set out in subparagraph (1) above would seriously disrupt the control of prices of comparable domestic commodities); on the basis of prices which will be in line with maximum prices applicable to comparable domestic commodities, giving due regard to any differentials between the prices on the sales of such commodities when imported and when domestically produced which normally existed.

(b) The Price Administrator, without application, may establish specific dollars-and-cents maximum prices on specific imported commodities or establish specific markups to be applied to the cost of acquisition of specific imported commodities on the basis of the criteria set out in paragraph (a) of this section, by either individual or general orders.

SEC. 6. *Application for maximum prices.* (a) An application for a maximum price or a formula for determining a maximum price shall be made by registered mail to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., and shall contain:

- (1) Name and address of applicant;
- (2) Applicant's class as a seller;
- (3) A description, in complete detail, including, where applicable, the foreign manufacturer's style, number and size, of the imported commodity. (Wherever practical, the importer should submit a sample, photograph or sketch of such imported commodity.);
- (4) Name and address of applicant's supplier and his class as a seller;
- (5) Itemized cost of acquisition (invoice price, duty, freight, insurance, etc.);
- (6) Class of customers to whom sales are to be made;
- (7) A proposed markup based on 75% of the percentage markup customary in the trade prior to April 1942, if known, and if the commodity is listed in Appendix A, a proposed maximum price in line with maximum prices for sales of the nearest comparable commodity when produced domestically;

(8) Any other information which applicant considers pertinent to the establishment of a maximum price or maximum price formula.

(b) Applications may be made prior to importation. After an application has been filed, pending the issuance of an order, the applicant (other than a retailer) may make deliveries of the commodity being priced, and may collect, subject to adjustment to the amount authorized as the maximum price, an amount not in excess of his landed costs or cost of acquisition. Retail sellers shall not make deliveries until a maximum price is authorized.

(c) The proposed maximum price or proposed markup for use in determining a maximum price shown in a proper application shall be considered automatically authorized 20 days after the application (or additional data when requested) is received by the Office of Export-Import, Office of Price Administration, Washington 25, D. C., unless within that time the applicant has received from the Office of Price Administration a notice to the contrary. Maximum prices so authorized may be revised by the Price Administrator at any time.

SEC. 7. *Maximum prices for sales by wholesalers who buy from other wholesalers.* For the purposes of this regulation, the regular sequence of distribution is assumed to consist of not more than three successive levels. These three levels are: (a) sales by importers to industrial users, wholesalers or retailers; (b) sales by wholesalers to industrial users or retailers; (c) sales by retailers to con-

sumers. No markup may be added by a wholesaler who buys commodities from another wholesaler unless authorized by order of the Price Administrator. Such authorization shall be granted upon application to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., when it can be established that the second wholesaler performs a recognized distributive function in accordance with the usual practice of the trade prior to April 1942. When such permission is granted, the second wholesaler shall establish his maximum prices under section 3 or they may be established under section 5.

SEC. 8. *Maximum prices for sales by retailers (other than importing retailers).* Retailers (other than importing retailers who determine maximum prices under section 3) will ordinarily be able to determine their maximum prices under Maximum Price Regulation 580 by use of their pricing charts or by following the provisions of Order 83 under the Maximum Import Price Regulation. If the imported commodity can be priced by the non-importing retailer under Maximum Price Regulation 580, the maximum price must be established by use of his pricing chart. Order 83 lists maximum markups which may be applied by the non-importing retailer to his total cost of acquisition of certain classes of imported commodities which are not covered by Maximum Price Regulation 580. The non-importing retailer shall determine his maximum selling price for an imported commodity under section 3 or it may be established under section 5 of this regulation only when the commodity (a) cannot be priced under Maximum Price Regulation 580; (b) is of a class or category not covered by Order 83 under the Maximum Import Price Regulation; or (c) cannot be priced by a specific maximum price regulation or order which establishes maximum prices on retail sales of the commodity whether domestically produced or imported.

SEC. 9. *Maximum export prices.* The maximum price at which a person may export any imported commodity to which this regulation is applicable shall be determined in accordance with the provisions of the Maximum Export Price Regulation, as revised, issued by the Office of Price Administration.

ARTICLE III—ADJUSTMENTS AND ADJUSTABLE PRICING

SEC. 10. *Maximum price adjustments.* (a) If the last delivery or offer for delivery of a commodity between January 1, 1939 and March 31, 1942 was at a price determined by use of a markup deemed to be excessive by the Price Administrator, he may, by order, adjust the maximum price so determined under section 3. If it was at a price determined by use of a markup substantially below a normal markup in the trade the seller may apply for an adjustment of his maximum price under section 6 in the same manner as a seller who did not sell during that period and a maximum price by order on the basis of criteria set out in section 5, may be issued by the Price Administrator.

(b) Any maximum price which has been established for an imported commodity under section 3 of this regulation or under an order issued under this regulation (excepting, however, any commodity listed in Appendix A or priced in an order under the original Maximum Import Price Regulation or in an order providing otherwise) on future acquisitions shall be recomputed to reflect any decrease and may be recomputed to reflect any increase in the cost of acquisition.

(c) Where any seller has properly established his maximum selling price under the original Maximum Import Price Regulation for a lot of any imported commodity prior to the date of issuance of this revised regulation or the date of issuance of any amendment or order reducing his maximum price, he may continue to sell his lot of that imported commodity on hand as that date or that lot for which he made firm contract commitments prior thereto, at such formerly established maximum price or he may recompute his maximum price according to the provisions of this revised regulation: *Provided, however,* That 90 days after such date of issuance his maximum selling price must be redetermined under the provisions of this regulation.

(d) Any person who desires to sell a lot of a commodity imported after March 31, 1942, at a uniform maximum price instead of at different maximum prices computed or approved under any provisions of this regulation, may compute that maximum price by using the properly weighted average cost of all of the acquisitions in inventory at any given time: *Provided,* That the total sales value of all of the acquisitions in inventory at that uniform price do not exceed that which would otherwise be the total sales value at maximum prices established for each acquisition under any other provision of this regulation.

(e) If any person had an established practice of maintaining price differentials in a related range or line of imported commodities, prior to April 1, 1942, he may continue to reflect his usual price differentials in that range or line when establishing his maximum price under this section: *Provided,* That the total sales value of all of the commodities so priced does not exceed that which would otherwise be the total sales value at maximum prices established for each item under any other provision of this section.

(f) The maximum prices established under this regulation may not be increased by any commission paid to any agent of the seller.

(g) When maximum prices are authorized under this regulation for specified ports of arrival or other specified points of delivery, they include all charges for delivery at such points. For sales made at some other point, the actual cost for transportation from the delivery point for which the maximum price is established to such other point may be added, except where the seller provided local delivery without additional charge in March 1942.

(h) The maximum prices established by this regulation shall be reduced by

customary allowances, discounts or other price differentials of the seller (prevailing in March 1942) or in the case of a seller not operating in that period those customary in the trade.

SEC. 11. *Adjustable pricing.* Any person may agree to sell at a price which may be increased to the maximum price in effect at the time of delivery. No person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward after delivery except in accordance with authorization by the Office of Price Administration. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or importation, and it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by order of the Price Administrator, or one duly authorized to act for him.

ARTICLE IV—DEFINITIONS

SEC. 12. *Specific definitions.* The following definitions shall be applicable wherever the words or terms defined are used in this regulation.

(a) "Acting in the same capacity" means performing the same distributive function in the process of distribution, e. g., importing, wholesaling, retailing.

(b) "Cost of acquisition" means "landed costs" in the case of an importer or the net price paid by any other seller (not exceeding his supplier's maximum price to him) plus any transportation costs actually incurred in acquiring the commodity.

(c) "Foreign invoice price" means the price charged by the seller-shipper located outside the continental United States for the imported commodity minus any charges included in such price for transportation, marine insurance, war risk insurance, export taxes, customs duties, import taxes, or any other expenses incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery in the continental United States.

(1) If the foreign invoice price is stated in a foreign currency, it shall be converted into United States dollars at the rate or rates of exchange paid or to be paid.

(2) In case a seller located outside the continental United States imports a commodity into the continental United States and sells it after importation either directly or through an agent its current market selling price minus any foreign taxes not paid on exports prevailing at the place of shipment at the time of shipment shall be used as the foreign invoice price.

(3) Where a commodity is finished outside the continental United States for the account of a domestic seller, the costs of the material and processing, plus the expenses actually incurred in delivering the material to the processor outside the continental United States for finishing, shall be substituted for the foreign invoice price in determining the importing seller's total landed costs.

The costs of the material and the processing shall not exceed maximum prices determined under price regulations of the Office of Price Administration where applicable.

(d) "Imported" means transported into the continental United States from any place outside thereof. Commodities shipped into the continental United States from outside thereof for transshipment, entered in a foreign trade zone or in a general order or bonded warehouse in the continental United States for transshipment and actually transshipped to a destination outside the continental United States shall not be considered as "imported."

(e) "Importer" means the person by whom a commodity is imported and who first sells it after importation.

(f) "Industrial user" means any person who, either for his own commercial use or for resale, subjects imported commodities to a processing which results in the production of a new and different commodity having a distinctive name, character, or use, or who uses the materials as an ingredient or a component part of such commodity.

(g) "Landed costs" shall be (1) the foreign invoice price plus (2) all costs and expenses, including (i) transportation, (ii) customs duties or import taxes, (iii) other commodity taxes, (iv) customs clearance, (v) dock charges, (vi) insurance, (vii) letter of credit expenses, and (viii) any customary buying commission to a purchasing agent outside the continental United States (or, where the importer maintains, either himself or co-operatively, buying offices abroad, a charge to cover the cost of maintaining such offices determined in the same manner as he customarily employed prior to April 1942) incurred by the importer if customarily incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery to the importer in the continental United States, except (3) the following: (i) cable charges, (ii) financing costs, (iii) other general overhead costs, (iv) charges incurred in storing the imported commodities in a foreign trade zone, a customs bonded warehouse, or a public warehouse in the continental United States for any period in excess of 60 days and (v) any amounts paid over the foreign invoice price as markups on sales after shipment and before arrival in the continental United States which shall not be included.

The actual costs of minor changes which do not change the imported commodity so as to result in the production of a new and different commodity having a distinctive name, character, style or use, may be included in the landed costs. *Provided, however,* That if the cost of such minor changes exceeds 10% of the landed costs (exclusive of the costs of such processing) the importer may not price by use of the general formula provided in section 3 but must apply for approval of a maximum price or price formula under the provisions of sections 5 and 6.

Where it is necessary, for the purpose of determining the total landed costs of an item contained in a shipment, transportation, insurance and other costs, ex-

cept duties or import taxes, may be allocated to the particular item as a percentage average in accordance with customary practice in the trade.

(h) "Markup" is the difference between the cost of acquisition and the selling price. In computing the markup, the cost of acquisition of a commodity on inventory acquired at differing costs shall be the weighted average cost per unit in the total inventory.

(i) "Necessary distributive function." No sale involves the performance of a "necessary distributive function" unless it advances the commodities sold to the next stage of distribution. Consequently, no markup may be charged on sales by a seller who has been supplied by a seller of the same distributive level, e. g., a wholesaler who was supplied by another wholesaler, unless it can be established that this method of distribution is necessary under the particular conditions of the trade involved and that such type of sales was regularly made prior to April 1942.

(j) "Retailer" means any person who buys or receives imported commodities and who sells them to an ultimate consumer.

(k) "Same class of imported commodities" includes imported commodities of the same general character and use to which, according to the seller's customary practice, an approximately equal markup was applied in determining selling prices prior to April 1, 1942.

(l) "Same imported commodities." The word "same" as applied to imported commodities shall not require exact identity. Such commodities are to be regarded as the same notwithstanding minor differences in grade, quality, style or design, which, according to trade practice, would not result in any significant difference in the price charged.

(m) "Ultimate consumer" means any person who buys for his own use.

(n) "Wholesaler" means any person who performs a recognized distributive function, purchasing imported commodities directly from the importer and who sells or delivers them to another wholesaler, industrial user, or a retailer in accordance with established trade practice.

SEC. 13. *Definitions incorporated by reference.* Unless the context otherwise requires, the definitions set forth in the General Maximum Price Regulation shall apply to any word or term not specifically defined in this regulation.

ARTICLE V—GENERAL PROVISIONS

SEC. 14. *Geographical applicability.* The provisions of this regulation shall apply to the 48 States of the United States of America and to the District of Columbia.

SEC. 15. *Prohibition and evasion.* (a) No person shall buy, offer to buy or receive in the course of trade or business, and no person shall sell, offer to sell, transfer or deliver any commodity to which this regulation applies at a price higher than the maximum price established by this regulation. Sales and purchases at prices lower than those established may be made.

(b) No seller shall evade any of the provisions of this Revised Maximum Import Price Regulation by changing his customary allowances, discounts or other price differentials, by tying agreement or by any other means.

SEC. 16. *Enforcement.* Any person violating any provision of this regulation is subject to the criminal penalties, civil enforcement actions, license suspension provisions and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended. It shall be a violation to submit to the Price Administrator or to the Office of Export-Import information required under any provisions of this regulation which is false in any material respect.

SEC. 17. *Records.* Every seller who makes sales of imported commodities after the effective date of this regulation shall make and preserve for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a record of all sales of such commodities, showing the quantity sold, terms of sale, price and name and address of the purchaser, as well as all records of the same kind as he has customarily kept, relating to the prices which he charged for any of such items sold after the effective date of this regulation. *Provided, however,* That a retailer is not required to keep records of sales to ultimate consumers unless he kept such records during March 1942.

SEC. 18. *Failure to file reports.* The failure of any person to file any report required by this regulation or by any order issued hereunder shall constitute a violation of this regulation and of the Emergency Price Control Act of 1942, as amended.

SEC. 19. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 20. *Taxes.* Any tax upon or incident to the sale, delivery, processing or use of an imported commodity imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof shall be treated in determining the seller's maximum price and in preparing the records of such seller with respect thereto as follows: If the statute or ordinance imposing such tax or increase in tax does not prohibit the seller from stating or collecting the tax or increase separately from the purchase price, and the seller does separately collect and state it, the seller may receive in addition to the otherwise maximum price, the amount of such tax or increase in tax actually paid by him or an amount equal to the amount of such tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased.

SEC. 21. *Modification of provisions of this regulation by order.* The provisions of the regulation as applied to certain imported commodities may be modified by the Price Administrator by order issued hereunder.

SEC. 22. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

APPENDIX A—MAXIMUM PRICES FOR CERTAIN SPECIFIC COMMODITIES

SEC. 23. *Maximum price determination "in line" for certain imported commodities.* Maximum prices for sales of imported commodities excepted from the provisions of section 3 as listed in this appendix: (1) when sold by the importer thereof, shall be established by order of the Price Administrator who may authorize the use of the general pricing formula in section 3 where the sale would have no serious effect upon the control of prices of comparable domestic commodities and who will establish maximum prices in line with maximum prices of comparable commodities domestically produced where the sale would seriously disrupt the control of prices of such commodities (with due regard for the historical price differentials between such commodities on sales when imported and when domestically produced) on application or motion, as provided in sections 5 and 6 of this regulation, or (2) when sold at subsequent levels of distribution (except where such sales are governed by a specific maximum price regulation or order, such as Maximum Price Regulation 580 or Order 83 under the Maximum Import Price Regulation, shall be determined by the general formula of this regulation as set forth in section 3; provided, a subsequent seller of a commodity priced in line with a comparable domestic commodity, instead of using 75% of his percentage markup as provided by section 3 (a) (2) (ii) shall determine his maximum price by applying to his net unit cost of acquisition the same percentage markup used by him on his last delivery or offer for delivery of the same imported commodity to the same class of purchaser while acting in the same capacity between January 1, 1939 and March 31, 1942. (In case such a subsequent seller made no sale or offer of the same imported commodity between January 1, 1939 and March 31, 1942, before making any sale he shall apply to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., for a maximum price under section 6 of this regulation).

SEC. 24. *List of commodities excepted from section 3.* The following commodities are excepted from the pricing provisions of section 3 of this revised regulation. Maximum prices for them shall be determined as provided in section 5 (a) of this regulation:

(a) Textile piece goods made of cotton, artificial fibre or mixtures thereof (finished, mill-finished or in the grey)

(b) Apparel and apparel accessory commodities, not including, however, commodities made of straw or (except for the linings, bindings and trimmings) entirely hand-knitted, hand-crocheted or hand-woven.

APPENDIX B—ADJUSTMENT OF MAXIMUM PRICES FOR CERTAIN COMMODITIES MANUFACTURED FROM IMPORTED COMMODITIES

SEC. 25. *Adjustment of maximum prices for certain commodities manufactured from imported commodities—*
(a) *When adjustments may be made.* The Price Administrator may adjust by individual or general orders the maximum prices for any commodity manufactured from imported industrial materials, the prices of which are controlled under this regulation, or manufactured from commodities made from such imported industrial materials, if the maximum price in effect for such manufactured end commodity is determined under the General Maximum Price Regulation. Such action may be taken on his own motion or upon application in accordance with Revised Procedural Regulation No. 1 when:

(1) The imported industrial materials (or the commodities made from such imported industrial materials) constitute a necessary ingredient of the manufactured end commodity;

(2) The imported industrial materials used in the manufactured product have increased in price to the extent that they cannot continue to be used in the production of the manufactured end commodity;

(3) The granting of the adjustment will not interfere with the production or distribution or endanger the control of prices of comparable commodities made of domestic materials;

(4) In the judgment of the Price Administrator an increase in the maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, the Stabilization Act of 1942, both as amended, and Executive Orders 9250, 9328, 9651, and 9697.

(b) The Administrator may grant adjustments under this section increasing maximum prices of subsequent sellers whose prices are governed by the General Maximum Price Regulation.

(c) *Amount of adjustment.* The maximum price adjustment of the manufactured end commodity under this section shall not exceed an amount equal to the increased total cost since March 1942 of the component imported industrial materials, the prices of which are controlled under this regulation.

(d) *Subsequent adjustments of maximum prices established by orders under this section.* Maximum prices of manufactured commodities established by order under this section shall be reduced by the amount of any decreases in the cost of the component imported industrial materials on purchases after the issuance of the order.

(e) *Form and place of filing application.* Applications for adjustment under this section shall be filed by registered mail with the Office of Export-Import, Office of Price Administration, Washing-

tion 25, D. C., in duplicate, and shall contain:

- (1) Name and address of the applicant;
- (2) Description of the manufactured end commodity, in complete detail;
- (3) Current actual prices or actual weighted average prices paid for the imported industrial materials;
- (4) Actual prices or actual weighted average prices for the identical kind of imported industrial materials used in the manufactured end commodity as sold in March 1942;
- (5) Class or classes of customers to whom sales are made of the manufactured end commodity;
- (6) Current total cost of production per unit of the manufactured end commodity indicating the cost of direct labor and materials, including waste (less the salvage value thereof) and applicable factory overhead;
- (7) Annual profit and loss statements for each of the three calendar or fiscal years ending nearest to the date of application in the manner specified in OPA Form A, Annual Financial Report;
- (8) Maximum selling price per unit for the manufactured end commodity and the terms of sale to each class of purchaser;

(9) Dollars-and-cents markup over production cost (as defined in subparagraph (6) above) per unit to each class of purchaser for that manufactured end commodity during March 1942, or if he made no sale during March 1942, on his sale nearest to that month;

(10) Proposed maximum selling price based on the increased cost of component imported industrial materials and terms of sale to each class of purchaser;

(11) Statement of the reasons that if the adjustment is not granted he cannot continue to use the imported industrial materials in the manufactured end commodity or continue to produce that commodity;

(12) The proposed maximum price shown in a proper application shall be considered automatically authorized 20 days after the application (or additional data, when requested) is received by the Office of Export-Import, Office of Price Administration, Washington 25, D. C., unless within that time the applicant has received from the Office of Price Administration a notice to the contrary. Maximum prices so authorized may be revised by the Price Administrator at any time.

Effective date. This revised regulation shall become effective March 25, 1946.

Issued this 18th day of March 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4503; Filed, Mar. 18, 1946;
11:39 a. m.]

PART 1444—ICE BOXES

[MPR 399, Amdt. 27]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A, *Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies*, is amended by adding the ceiling prices for five new model ice boxes as set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois	
Progress Refrigerator Co.....	Progress.....	A-447	75	\$65.95	\$65.95	\$68.50	\$66.25	\$68.50	\$67.50	\$66.50	\$66.25	\$66.25	\$66.75	\$66.25	\$68.50	\$65.95	
	do.....	A-451	100	80.95	80.95	84.25	81.25	84.25	83.00	81.75	81.25	81.25	82.00	81.25	84.25	80.95	
Sanitary Refrigerator Co.....	Sanitary.....	756	75	63.75	64.00	65.75	64.00	65.75	64.50	64.00	64.00	63.75	64.75	64.50	65.75	63.75	
	do.....	1006	100	69.75	70.00	72.50	70.00	72.50	70.50	70.00	70.00	69.75	71.00	70.50	72.50	69.75	
Ward Refrigerator Co.....	Olympic.....	A-46c	100	78.75	82.00	80.00	81.50	78.75	81.50	82.75	82.75	82.75	83.75	82.25	82.75	81.75	
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri	
Progress Refrigerator Co.....	Progress.....	A-447	75	\$65.95	\$65.95	\$66.25	\$66.75	\$65.95	\$66.50	\$66.75	\$66.25	\$66.50	\$65.95	\$66.50	\$66.25	\$65.95	
	do.....	A-451	100	80.95	80.95	81.25	82.00	80.95	81.75	82.00	81.25	81.75	80.95	81.75	81.25	80.95	
Sanitary Refrigerator Co.....	Sanitary.....	756	75	63.75	63.75	63.75	63.75	63.75	64.50	64.50	63.75	64.00	63.75	63.75	64.00	63.75	
	do.....	1006	100	69.75	69.75	69.75	69.75	69.75	70.50	70.50	69.75	70.00	69.75	69.75	70.00	69.75	
Ward Refrigerator Co.....	Olympic.....	A-46c	100	78.75	82.00	81.50	81.50	82.00	81.50	82.75	82.75	82.75	82.00	82.00	82.00	81.50	
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon	
Progress Refrigerator Co.....	Progress.....	A-447	75	\$65.95	\$68.50	\$66.75	\$68.50	\$66.50	\$66.25	\$68.50	\$66.25	\$65.95	\$66.25	\$65.95	\$66.50	\$68.50	
	do.....	A-451	100	80.95	84.25	82.00	84.25	81.75	81.25	84.25	81.25	80.95	82.75	80.95	81.75	84.25	
Sanitary Refrigerator Co.....	Sanitary.....	756	75	63.75	65.25	63.75	65.75	64.00	64.00	65.75	63.75	64.00	64.00	63.75	64.00	65.75	
	do.....	1006	100	69.75	71.50	69.75	72.50	70.00	70.00	72.50	69.75	70.00	70.00	69.75	70.00	72.50	
Ward Refrigerator Co.....	Olympic.....	A-46c	100	78.75	83.00	81.50	81.50	82.75	82.75	81.25	82.75	82.75	81.50	82.00	81.50	81.50	
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Progress Refrigerator Co.....	Progress.....	A-447	75	\$65.95	\$65.95	\$65.95	\$65.95	\$66.50	\$65.95	\$65.95	\$68.50	\$66.50	\$66.25	\$68.50	\$65.95	\$65.95	\$67.50
	do.....	A-451	100	80.95	80.95	80.95	80.95	81.75	80.95	80.95	84.25	81.75	81.25	84.25	80.95	80.95	83.00
Sanitary Refrigerator Co.....	Sanitary.....	756	75	63.75	63.75	64.00	64.50	63.75	63.75	64.75	65.75	64.00	64.00	65.75	63.75	63.75	64.75
	do.....	1006	100	69.75	69.75	70.00	70.50	70.00	69.75	71.00	72.50	70.00	70.00	72.50	69.75	69.75	71.00
Ward Refrigerator Co.....	Olympic.....	A-46c	100	78.75	82.50	82.75	82.75	81.75	82.00	81.50	81.50	82.75	82.75	80.75	82.75	81.75	81.50

2. Section 16, Table C, *Retail ceiling prices in each State for all other sales of ice boxes at retail*, is amended by adding the ceiling prices for five new model ice boxes as set forth below:

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Ala-bama	Ari-zona	Arkan-sas	Cali-fornia	Colo-rado	Con-necticut	Dela-ware	District of Co-lumbia	Florida	Georgia	Idaho	Illinois
Progress Refrigerator Co.	Progress	A-447	75	\$74.50	\$75.75	\$78.25	\$76.00	\$78.25	\$77.25	\$76.25	\$76.00	\$76.00	\$76.50	\$76.00	\$78.25	\$75.50
	do	A-451	100	91.25	93.00	96.25	93.25	96.25	95.00	93.75	93.25	93.25	94.00	93.25	96.25	92.75
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	73.50	75.25	73.50	75.25	74.00	73.50	73.50	73.50	74.50	73.75	75.00	72.75
	do	1006	100	78.75	81.00	83.25	81.00	83.25	81.75	81.00	81.00	81.00	82.00	81.25	82.75	80.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.00	87.00	88.50	84.25	88.50	89.75	89.75	89.75	90.75	89.25	89.75	88.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indi-ana	Iowa	Kan-sas	Ken-tucky	Louis-i-ana	Maine	Mary-land	Massa-chu-setts	Michi-gan	Minne-sota	Missis-sippi	Mis-souri
Progress Refrigerator Co.	Progress	A-447	75	\$74.50	\$75.00	\$76.00	\$76.50	\$75.00	\$76.50	\$76.50	\$76.00	\$76.25	\$75.75	\$76.50	\$76.00	\$75.75
	do	A-451	100	91.25	92.00	93.25	94.00	92.00	94.00	94.00	93.25	93.75	93.00	94.00	93.25	93.00
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	72.50	72.75	73.50	72.75	74.00	73.75	73.50	73.50	72.50	72.75	73.50	72.75
	do	1006	100	78.75	80.00	80.25	81.00	80.25	81.75	81.25	81.00	81.00	80.00	80.25	81.00	80.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.00	88.50	88.50	89.00	88.50	89.75	89.75	89.75	89.00	89.00	89.00	88.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Mon-tana	Neb-raska	Nev-a-da	New Hamp-shire	New Jersey	New Mex-ico	New York	North Caro-lina	North Da-kota	Ohio	Okla-homa	Oregon
Progress Refrigerator Co.	Progress	A-447	75	\$74.50	\$78.25	\$76.50	\$78.25	\$76.25	\$76.00	\$78.25	\$76.00	\$76.00	\$77.25	\$75.50	\$76.50	\$78.25
	do	A-451	100	91.25	94.00	96.25	93.75	93.25	96.25	93.25	93.25	93.25	95.00	92.75	94.00	96.25
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	74.75	73.25	73.50	73.50	73.50	73.25	73.50	73.50	73.50	72.75	73.75	75.25
	do	1006	100	78.75	82.50	80.75	83.25	81.00	81.00	83.25	80.75	81.00	81.00	80.25	81.25	83.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	90.00	88.50	88.50	89.75	89.75	88.25	89.75	89.75	88.50	89.00	88.50	88.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Penn-sylva-nia	Rhode Island	South Caro-lina	South Dako-ta	Ten-nessee	Texas	Utah	Vermont	Vir-ginia	Wash-ington	West Vir-ginia	Wis-consin	Wyo-ming
Progress Refrigerator Co.	Progress	A-447	75	\$74.50	\$75.75	\$76.25	\$76.00	\$76.75	\$75.50	\$77.00	\$78.25	\$76.25	\$76.00	\$78.25	\$75.75	\$75.75	\$77.50
	do	A-451	100	91.25	93.00	93.75	93.25	94.25	92.75	94.75	96.25	93.75	93.25	96.25	93.00	93.00	95.25
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	73.25	73.50	73.75	73.50	73.25	74.00	75.00	73.50	73.50	75.25	73.25	72.25	74.00
	do	1006	100	78.75	80.75	81.00	81.25	81.00	80.75	81.75	82.75	81.00	81.00	83.25	80.75	79.50	81.75
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.50	89.75	89.75	88.75	89.00	88.50	88.50	89.75	89.75	87.75	89.75	88.75	89.00

This amendment shall become effective on the 23d day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4504; Filed, Mar. 18, 1946; 11:39 a. m.]

PART 1444—ICE BOXES

[MPR 399, Amdt. 28]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A: *Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies*, is amended by altering the ceiling prices for the Coolerator Company's Model C-7 ice box to read as shown below.

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Ala-bama	Ari-zona	Arkan-sas	Cali-fornia	Colo-rado	Con-necticut	Dela-ware	District of Co-lumbia	Florida	Georgia	Idaho	Illinois
Coolerator Co., The	Coolerator	C-7	75	\$79.95	\$81.00	\$81.75	\$81.00	\$81.75	\$81.00	\$81.50	\$81.75	\$81.50	\$82.00	\$81.50	\$81.75	\$79.95

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indi-ana	Iowa	Kansas	Ken-tucky	Louis-i-ana	Maine	Mary-land	Massa-chu-setts	Michi-gan	Minne-sota	Missis-sippi	Mis-souri
Coolerator Co., The	Coolerator	C-7	75	\$79.95	\$80.75	\$79.95	\$80.75	\$80.25	\$81.75	\$82.00	\$81.50	\$81.75	\$80.25	\$79.95	\$81.00	\$79.95

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Mon-tana	Neb-raska	Nev-a-da	New Hamp-shire	New Jersey	New Mex-ico	New York	North Caro-lina	North Da-kota	Ohio	Okla-homa	Oregon	Penn-sylva-nia
Coolerator Co., The	Coolerator	C-7	75	\$79.95	\$81.75	\$80.25	\$81.75	\$81.75	\$81.50	\$81.75	\$81.00	\$81.50	\$79.95	\$80.75	\$81.00	\$81.75	\$81.00

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Rhode Island	South Caro-lina	South Dako-ta	Tennes-see	Texas	Utah	Vermont	Vir-ginia	Wash-ington	West Vir-ginia	Wis-consin	Wyo-ming
Coolerator Co., The	Coolerator	C-7	75	\$79.95	\$81.75	\$81.50	\$80.25	\$80.75	\$81.75	\$81.75	\$81.75	\$81.75	\$81.75	\$81.00	\$79.95	\$81.00

2. Section 16, Table C, Retail ceiling prices in each State for all other sales of ice boxes at retail, is amended as follows:

(a) The rated ice capacity (pounds) of the nine models of Ice Cooling Appliance Corporation's ice boxes listed below are altered to read as follows:

Model:	Rated ice Capacity (pounds)
H-5S	50
H-7S	75
H-9S	100
H-5	50
H-7	75
H-9	100

Model:	Rated ice Capacity (pounds)
V-5	50
V-7	75
V-9	100

(b) The ceiling prices for The Coolerator Company's model C-7 ice box are altered to read as follows:

TABLE C—RETAIL CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois	
Coolerator Co., The.....	Coolerator..	C-7	75	\$84.50	\$87.50	\$88.25	\$87.00	\$88.25	\$87.50	\$87.25	\$87.25	\$87.25	\$88.50	\$87.25	\$88.25	\$85.75	
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri	
Coolerator Co., The.....	Coolerator..	C-7	75	\$84.50	\$86.75	\$85.75	\$86.75	\$86.75	\$87.25	\$88.25	\$87.25	\$87.25	\$86.75	\$85.75	\$87.50	\$85.75	
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon	Pennsylvania
Coolerator Co., The.....	Coolerator..	C-7	75	\$84.50	\$88.75	\$86.50	\$88.25	\$89.25	\$87.25	\$88.25	\$87.50	\$87.50	\$86.50	\$87.00	\$87.00	\$88.25	\$87.50
Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming	
Coolerator Co., The.....	Coolerator..	C-7	75	\$84.50	\$87.25	\$87.25	\$86.50	\$86.75	\$87.25	\$88.25	\$87.25	\$87.25	\$88.25	\$87.50	\$85.75	\$87.50	

This amendment shall become effective on the 23d day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4505; Filed, Mar. 18, 1946;
11:39 a. m.]

PART 1499—COMMODITIES AND SERVICES
[2d Rev. SR 14, Amdt. 19]
BALSA LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respect:

A new section 3.11 is added to read as follows:

Sec. 3.11 *Balsa lumber.* This section covers balsa lumber imported into the United States.

(a) *Coverage.* This section establishes maximum prices at which importers and intermediate distributors may sell, and maximum prices at which any person may buy from such sellers, imported balsa lumber. The balsa lumber to which this section applies is identified by grades, as indicated in paragraph (b), which are generally recognized and used in the trade.

(b) *Maximum prices.* On and after March 25, 1946 regardless of any contract, agreement, or other obligation, no importer or intermediate distributor may sell or deliver, and no person may buy

or receive from such sellers, imported balsa lumber at prices per thousand feet board measure, exceeding the following:

(1) *Sales by importers—(i) Random lengths (36" and longer).*

	Kiln dried		Air dried	
	Bundled dressed	Bundled or loose rough	Bundled dressed	Bundled or loose rough
<i>Atlantic and Gulf ports</i>				
Grade:				
AA and A	\$166.00	\$161.00	\$158.50	\$153.50
B	150.75	145.75	143.25	138.25
C	135.75	130.75	128.25	123.25
<i>California ports</i>				
Grade:				
AA and A	158.75	153.25	150.50	145.50
B	143.00	138.00	135.50	130.50
C	127.75	122.75	120.25	115.25

(ii) *Shorts.* Deduct \$10.00 per thousand feet board measure from prices established for "random lengths."

These prices are "free-of-ships-tackle" and include excise tax and entry fees. They also include any expenses of protecting the upper and lower surfaces of bundled dressed lumber against damage during shipment, by the use of slabs of native lumber. Costs actually incurred in effecting deliveries of balsa lumber, other than on the basis of "free-of-ships-tackle", may be added. Services rendered in making delivery in accordance with the buyer's specification may be charged in addition to the above, *Provided*, That such charges may not exceed the maximum permitted by the applicable maximum price regulation.

(2) *Sales by intermediate distributors.* The maximum price an intermediate dis-

tributor may charge may not exceed the sum of the following:

(i) Net cost, which may not be higher than the maximum price of his supplier.
(ii) Transportation expenses incurred to his warehouse or yard.

(iii) Handling charges as follows:

(a) On balsa lumber received from the importer in bundles and reshipped in the same bundles, the maximum handling charge may not exceed \$10.00 per thousand feet board measure for all grades and thicknesses.

(b) On balsa lumber received and/or shipped in any other manner than that specified in subparagraph (a) above, the maximum handling charges per thousand feet board measure may not exceed

(1) \$30.00 on lumber less than 1 3/4" sales thickness.

(2) \$25.00 on lumber in sales thicknesses of 1 3/4" to 2 1/2" inclusive.

(3) \$20.00 on lumber in sales thicknesses of 2 1/4" or more.

(iv) A markup, on the sum of items (i), (ii), and (iii), of 30% on sales of 999 feet or less, 20% on sales of 1,000 feet to 4,999 feet, inclusive, 15% on sales of 5,000 feet to 15,000 feet, inclusive, and 10% on all sales over 15,000 feet.

NOTE: The size of the sale is determined on the basis of the total amount involved in the transaction, regardless of size of particular orders or shipments.

(c) *Definitions.* (1) "Grades" shall mean the grades of balsa lumber, as set forth in the grading rules of FEA, revised May 1, 1944, in effect under the FEA purchase program of balsa lumber, and which are generally recognized as such in the trade.

(2) "Shorts" means pieces of balsa lumber under 36" in length.

(d) *Brokers, or agents, commissions.* The maximum prices established by this

section include, and may not be increased by, any commission paid to any broker or to any buying or selling agent.

(e) *Less than maximum prices.* Lower prices than those established by this section may be charged, demanded, paid or offered.

This amendment shall become effective March 25, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4506; Filed, Mar. 18, 1946;
11:40 a. m.]

PART 1499—COMMODITIES AND SERVICES
[SR 14J, Amdt. 17]

AUTOMOBILE SEAT COVERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Regulation No. 14J is amended in the following respects:

1. Section 3.6 is added to read as follows:

SEC. 3.6 *Maximum prices for resales of automobile seat covers manufactured by Fraser Products Company.* (a) This section establishes maximum prices for certain resales of automobile seat covers manufactured by Fraser Products Company, of Alpena, Michigan.

(b) The sales covered are the following:

(1) Sales by Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company, to retailers, wholesale distributors, and consumers.

(2) Sales to retailers by wholesale distributors who purchased the articles from Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company.

(3) Sales to consumers by retailers who purchased the articles from Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company.

(c) The maximum prices for the above sales are as follows:

Automobile seat cover model	Maximum price to wholesale distributors	Maximum prices for sales to retailers	Maximum prices for sales to consumers
200, 201, 202.....	\$8.49	\$9.93	\$16.00
400, 401, 402, 403.....	\$7.97	\$9.32	\$15.00

This amendment shall become effective on March 23, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4507; Filed, Mar. 18, 1946;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES
[SR 15, Amdt. 47]

CERTAIN CONSUMER TEXTILE COMMODITIES

A statement of the considerations involved in the issuance of this amend-

ment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1499.75 (a) (27) is added to read as follows:

(27) *Adjustment for low-priced sellers of certain consumer textile commodities—(i) Purpose.* The purpose of this section is to authorize individual adjustments in the maximum prices of certain listed consumer textile products sold and delivered by manufacturers whose ceilings for the products are below the lowest price at which a substantial supply is available.

(ii) *To what maximum prices this adjustment provision applies.* The maximum prices which may be adjusted pursuant to the provisions of this section are those established for products delivered, or offered for delivery, by the applicant himself during March 1942 (i. e., maximum prices established by paragraph (a) (1) of § 1499.2 of the General Maximum Price Regulation). Adjusted maximum prices shall not be used to establish maximum prices for similar or comparable commodities unless specific authority, which may be set forth in the order of adjustment, is granted for that purpose. In granting an adjustment to a manufacturer, adjusted prices may also be established for distributors of the applicant's products.

(iii) *Who may apply.* A manufacturer of any product covered by this section may apply for adjustment of his maximum price if his ceiling for the product is less than the lowest price level at which a substantial quantity of the product is currently being made and sold by other manufacturers.

(iv) *Amount of adjustment.* Subject to the qualification that adjusted maximum prices shall not exceed the lowest price level referred to in (iii) above, adjustments may be granted to the extent of 90% of the amount by which the applicant's direct labor and material costs¹ per unit currently are in excess of the highest of those costs experienced in the "reference period." As used in this section, reference period means the period of time between August 1, 1941 and the date (not earlier than October 1, 1941) when the applicant first delivered or offered to deliver the product at the sales price which under the General Maximum Price Regulation became his maximum price.

(v) *What the applicant must show.* Applications for adjustment shall be filed with the Textile Price Branch, Office of Price Administration, Washington 25, D. C., in accordance with the filing requirements of Article III of Revised Procedural Regulation No. 1.² In addition to fulfilling the requirements of that regulation, an applicant shall furnish, with respect to each product for which an adjustment is requested, the following information:

¹ Items which are not properly chargeable as direct labor or material costs under generally accepted accounting methods and expenses which are seasonal, non-recurring, temporary or due to costs which, under the stabilization laws, the Administrator may not take into account, will be disregarded.

² 9 F.R. 10476, 13715; 10 F.R. 11295.

(a) A complete description of the item, its unadjusted maximum price, and the requested ceiling price. A sample shall be submitted with the application.

(b) The names and addresses of the principal manufacturers (not more than four) who are currently making and selling the product and, if known, their maximum prices.

(c) Statements by four major distributors as to the lowest price or lowest price range at which they are able to purchase the product, and in what quantities they have obtained it at such prices in the previous 90 days.

(d) A description of the principal materials used in the manufacture of the product, their current maximum prices, and the highest prices paid by the applicant for them during the reference period.

(e) A detailed breakdown showing the quantity of each principal material used in manufacture of the product, the current unit cost of these materials, and the highest unit cost during the reference period.

(f) A detailed breakdown of the highest direct labor costs which prevailed in the reference period and of those costs currently; the date when, since the reference period, increase wage rates were approved; and a reference to the docket number or other authority wherein the approval was granted.

(g) Dollar volume of sales of the product in the last three months of the years 1941 and 1945.

(vi) *List of products covered.* The following products are covered by the provisions of this section:

- (a) Mattress covers.
- (b) Ironing boards pads and covers.
- (c) Printed cotton tablecloths and napkins.
- (d) Cotton Tufted Bedspreads.

This amendment shall be effective March 18, 1946.

NOTE: The reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4508; Filed, Mar. 18, 1946;
11:41 a. m.]

Chapter XVIII—Office of Economic
Stabilization

[Directive 102]

PART 4003—SUPPORT PRICES, SUBSIDIES

SUGAR, 1946 CROP

The Secretary of Agriculture having, on March 5, 1946, submitted to me certain information and recommendations with reference to the payment of subsidies to West Coast Cane Sugar Refiners to reimburse them for certain excess costs on shipments of raw sugar during the calendar year 1946, I find that such payments are necessary in order to carry out the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Or-

der 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4631), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Secretary of Agriculture is authorized and directed to institute and carry out, in accordance with his letter of March 5, 1946, a 1946 program for West Coast Cane Sugar Refiners to reimburse such refiners for certain excess costs during the calendar year 1946, subject to Congressional authorization for Commodity Credit Corporation to pay subsidies with respect to 1946-crop program operations.

Issued and effective this 15th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4502; Filed, Mar. 18, 1946;
11:31 a. m.]

[Directive 60, Amdt. 3]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

CANNED VEGETABLES—1945

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

Directive 60, "Canned Vegetables—1945" (10 F.R. 8071), is amended in the following respects:

The following footnote, to be numbered 6, is added to the schedule of grower support prices for tomatoes for canning in Schedule A:

"Pear-shaped or Italian tomatoes support prices are \$2.00 higher than the above, except in California where the support price for such tomatoes is \$27.00.

Issued and effective this 15th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4501; Filed, Mar. 18, 1946;
11:31 a. m.]

Chapter XXIII—War Assets Corporation¹

[SPA Reg. 11,² Amdt. 1 to Order 2]

PART 8311—PROCEEDS AND EXPENSES

FINANCIAL REPORTS BY DISPOSAL AGENCIES

Surplus Property Administration Regulation 11, Order 2, January 15, 1946, (11 F.R. 638) entitled "Financial Reports by

¹Successor to Surplus Property Administration.

²11 F.R. 636.

Disposal Agencies" is hereby amended as follows:

1. Paragraph 1 is amended by inserting following the words "designated by the Administrator" the words "except those specified in paragraph 5 of this order", and by deleting the colon at the end thereof and adding the words "in accordance with the instructions accompanying the forms".

2. Paragraph 2 is amended by deleting the words "Forms SPB-17, SPB-18, SPB-19 and SPB-20" and inserting in lieu thereof the words "All forms prescribed by this order".

3. Paragraph 3 is deleted.

4. There is added a new paragraph (5) to read as follows:

(5) After January 1, 1946, each disposal agency designated by the Administrator to dispose of surplus property located within the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico and the Virgin Islands shall file with the Administrator on Form SPA-17, "Monthly Report of Proceeds and Receivables from Surplus Property Disposals", as attached hereto, the information called for by that form in accordance with the instructions accompanying it.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 19, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 13, 1946.

[F. R. Doc. 46-4469; Filed, Mar. 18, 1946;
11:02 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service

PART 261—TRESPASS

BEAVERHEAD NATIONAL FOREST; ORDER FOR REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on land in the Black Canyon Allotment, Dillon District, Beaverhead National Forest, in the State of Montana; and

Whereas these horses are consuming forage needed for permitted livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat., 35; 16 U.S.C. 551), and the act of February 1, 1905 (33 Stat., 628, 16 U.S.C. 472), the following order for the occupancy, use, protection, and administration of land in the Black Canyon Allotment, Dillon District, Beaverhead National Forest, is issued:

Temporary closure from livestock grazing. (a) The Black Canyon Allot-

¹Filed as part of the original document.

²This affects tabulation contained in 38 CFR, 261.50.

ment, Dillon District, Beaverhead National Forest, is hereby closed from April 1 to December 31, 1946, to the grazing of horses, excepting those that are lawfully grazing on or crossing land in such allotment pursuant to the regulations of the Secretary of Agriculture or which are used in connection with operations authorized by such regulations, or used as riding, pack, or draft animals by persons traveling over such land.

(b) Officers of the United States Forest Service are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Beaverhead National Forest is located.

Done at Washington, D. C., this 18th day of March 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Dec. 46-4496; Filed, Mar. 18, 1946;
11:30 a. m.]

PART 261—TRESPASS

MODOC NATIONAL FOREST; ORDER FOR THE REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on portions of the Modoc National Forest, in the State of California; and

Whereas these horses are consuming forage needed for domestic livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat., 35; 16 U.S.C. 551), and the act of February 1, 1905 (33 Stat., 628; 16 U.S.C. 472), the following order is issued for the occupancy, use, protection, and administration of the Happy Camp, Doublehead, and Devils Garden Districts of the Modoc National Forest, within the boundaries described below:

Temporary closure from livestock grazing. (a) These allotments are hereby closed for the period of April 1, 1946 to May 31, 1946 to the grazing of horses except those which are lawfully grazing on or crossing land in such allotments pursuant to the regulations of the Secretary of Agriculture or which are used in connection with operations authorized by such regulations, or which are used as riding, pack, or draft animals by persons traveling over such land. The boundaries of the allotments are more particularly described as follows:

Commencing at the intersection of the Modoc National Forest boundary with the Oregon-California State line at the NW corner, Sec. 13, T. 48 N., R. 6 E., M. D. M.;

Thence easterly along the Oregon-California State line to its intersection with the boundary of the Modoc National Forest in Sec. 21, T. 48 N., R. 13 E., M. D. M.;

Thence southerly along the boundary of Modoc National Forest to the section corner common to Sections 15, 16, 21, and 22, T. 43 N., R. 13 E., M. D. M., approximately one mile east of Griesner Reservoir;

Thence westerly and southerly along the boundary of Modoc National Forest to the section corner common to Section 9, 10, 15, and 16, T. 41 N., R. 9 E., M. D. M.;

Thence northwesterly along the road intersecting Highway No. 299 adjacent to and north of Pit River; through Pit River Guard Station, Turner Creek, Cottonwood Flat, Craig Spring, McCay (cabin) to intersection with the Lookout road approximately one mile east of Upper Mud Lake;

Thence northerly along latter road to intersection with Canby-Tule Lake highway near Cannon Reservoir;

Thence northwest along Canby-Tule Lake highway to intersection near Flukey Spring (south of Perez) with main travelled road to Lava Beds National Monument;

Thence westerly along latter road via Mammoth Cave and south of Little Sand Butte to the survey corner common to Townships 44 and 45 North, Ranges 4 and 5 East, M. D. M., at the Siskiyou-Modoc County line.

Thence north along said County line approximately six miles to township line; east one-half mile; and north two miles between Sections 30, 31, and 32 to the survey corner common to Sections 19, 20, 29, and 30, T. 46 N., R. 5 E., M. D. M., at intersection with the boundary of Modoc National Forest;

Thence easterly and northerly along said Forest boundary to point of commencement at the Oregon-California State line;

(b) Forest officers are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Modoc National Forest is located.

In testimony whereof, I have hereunto set my hand and the official seal of the Department of Agriculture.

Done at Washington, D. C., this 18th day of March, 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4497; Filed, Mar. 18, 1946;
11:30 a. m.]

Notices

DEPARTMENT OF THE TREASURY.

Bureau of Customs.

[T. D. 51421]

STANDARD NEWSPRINT PAPER REVOCATION OF DECISION

MARCH 15, 1946.

Section 507, Revenue Act of 1943, still applicable to imported newsprint paper; T. D. 51376 revoked.

The specifications for standard newsprint paper, which is free of duty under paragraph 1772, Tariff Act of 1930, were enlarged by section 507, Revenue Act of 1943, T. D. 51012, the provisions of which were made applicable to paper entered, or withdrawn from warehouse, for consumption after the date of the enactment of the latter statute and while

United States newspaper publishers are limited by law or governmental order or regulation as to the amount of paper they may use in the publication of their papers. In T. D. 51376, instructions were issued that the provisions of section 507, should not be applied to importations of paper entered, or withdrawn from warehouse, for consumption after December 31, 1945, as War Production Board Order L-240, which was a limitation of the kind specified in the statute, was being revoked effective January 1, 1946.

When revoking Order L-240, the Civilian Production Administration also issued Direction 7, Priorities Regulation 32, placing limitations on inventories of newsprint paper, effective January 1, 1946. The administration now advises the Bureau that Direction 7, in fact, limits the amount of paper which newspaper publishers may use in publishing their papers.

In the circumstances, T. D. 51376 is hereby revoked as of its effective date, and the provisions of section 507, Revenue Act of 1943, shall be applied to imported paper entered, or withdrawn from warehouse, for consumption on and after February 26, 1944, and before the expiration of the period prescribed in the statute, following T. D. 51012. Where duty has been assessed pursuant to T. D. 51376 on paper which is free of duty under paragraph 1772, Tariff Act of 1930, by virtue of section 507 of the revenue act, the entry shall be reliquidated free of duty under paragraph 1772, insofar as the paper concerned is involved, if the reliquidation can be accomplished before expiration of the protest period provided for in section 514, Tariff Act of 1930, or if a timely protest has been filed.

[SEAL]

W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-4493; Filed, Mar. 18, 1946;
11:29 a. m.]

DEPARTMENT OF LABOR.

Retraining and Reemployment Administration.

[Order 4]

INTERAGENCY COMMITTEE FOR DEVELOPMENT OF CRITERIA AND STANDARDS FOR ON-THE-JOB TRAINING

ESTABLISHMENT OF COMMITTEE

1. *General statement*—(a) *Purpose*. The purpose of this order is to provide for the establishment of a committee which will be representative of those Federal agencies directly interested in the development of criteria and standards for on-the-job training. It is considered most desirable and necessary, if trainees are to enjoy maximum opportunities for such training as they may receive and are to obtain full value for the time which they invest and the money which the Federal and State Governments may expend, that there be sound principles of approval for such institutions and establishments as may conduct on-the-job training programs. The development of minimum criteria and standards for on-the-job training

will provide further assurance that the best interests and rights of the trainee are being protected.

2. *Organization of the Committee*—Pursuant to Title III, section 302, of the War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress), a committee to be known as The Interagency Committee for the Development of Criteria and Standards for On-the-Job Training is hereby established. This Committee will consist of a Chairman and Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from each of the following agencies of the Federal Government:

Department of Agriculture.
Department of Commerce.
Department of Labor.
Navy Department.
War Department.
Civil Service Commission.
Federal Security Agency.

Representatives of the agencies named will qualify for membership on the committee upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member and, upon qualifying in like manner, these members may act in the place of his or her principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee*. The Committee will develop minimum criteria and standards for on-the-job training which the Administrator of the Retraining and Reemployment Administration will recommend for use by appropriate Federal and State agencies in their approval of institutions and establishments for on-the-job training. In the performance of its functions, the Committee is directed to consult with representatives of State agencies operating in this field and may consult with such other organizations directly interested in on-the-job training programs as it deems necessary.

4. *Participation of the Veterans Administration*. The Administrator of Veterans Affairs concurs with the provisions of this order and has consented to designate an appropriate representative to serve as a member of the Committee.

G. B. ERSKINE,
Major General, USMC,
Administrator.

MARCH 18, 1946.

[F. R. Doc. 46-4524; Filed, Mar. 18, 1946;
10:13 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

STATION WPAR¹

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on February 27, 1946, there was filed with it an application (B2-TC-479) for

¹ 47 CFR 1.364.

its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Ohio Valley Broadcasting Corporation (licensee of Standard Broadcast Station WPAR, Parkersburg, West Virginia) from Charleston Broadcasting Company to News Publishing Company (a West Virginia corporation), 1500 Main Street, Wheeling, West Virginia. The proposed transfer of control of the above licensee is based upon a contract entered into January 7, 1946, between Charleston Broadcasting Company and News Publishing Company pursuant to which the former agrees to sell to the latter all of the outstanding common voting stock of Ohio Valley Broadcasting Corporation constituting 89 shares for a total consideration of \$307,500. Of this amount \$50,000 in United States Government Bonds is to be deposited in escrow with the Parkersburg National Bank which would be forfeited to seller as liquidated damages upon failure of purchaser to carry out the agreement. The sale of said outstanding stock of licensee is to be made upon the basis of assets and liabilities as of the date of execution of the contract; seller represents net quick assets over quick liabilities including federal and other taxes shall be at least equal to said excess as of June 30, 1945. Profits between execution of the contract and consummation of arrangements are to belong to seller, which shall also be liable for any losses sustained during said period. Management is to remain unchanged until transfer is completed. The contract specifically provides that if the Commission shall so require, Parkersburg Sentinel Company, a subsidiary of purchaser, will relinquish a construction permit for a new station at Marietta, Ohio. Further details concerning the contract as well as pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the WLW decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such

cases. Pursuant thereto the Commission was advised on February 28, 1946, that notice would be inserted in newspapers of general circulation at Parkersburg, West Virginia, concerning the proposed transfer of control of the licensee. According to information supplied (orally) March 13, 1946, such notice first appeared in the local Parkersburg papers on March 3, 1946.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release and the proposed rule no action will be had upon the application for a period of 60 days from March 3, 1946.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4461; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket Nos. 7390 and 7087]

TIDEWATER BROADCASTING CORP. AND NORFOLK BROADCASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Tidewater Broadcasting Corporation, Norfolk, Virginia, Docket No. 7390, File No. B2-P-4456; Norfolk Broadcasting Corporation, Norfolk, Virginia, Docket No. 7087, File No. B2-P-3794; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February 1946:

The Commission having under consideration the above-listed application of Tidewater Broadcasting Corporation for construction permit for new standard broadcast station at Norfolk, using 1230 kc., 100 w., unlimited;

It is ordered, That said application be designated for hearing in consolidation with the application of Norfolk Broadcasting Corporation (File No. B2-P-3794, Docket No. 7087), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.
2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.
3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.
4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.
5. To determine whether the operation of the proposed station would involve ob-

jectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bill of Particulars heretofore issued in Docket No. 7087 be enlarged to include:

16. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4462; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket No. 7383]

RADIO AIRWAYS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Airways, Inc., Eugene, Oregon, for construction permit; File No. B5-P-3771, Docket No. 7383.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946:

The Commission, having under consideration the application of Radio Airways, Inc., Eugene, Oregon, for a construction permit for a new standard broadcast station to be operated on the frequency 1520 kc., with 1 kw. power, unlimited time, in Eugene, Oregon;

It is ordered, That the application of Radio Airways, Inc. (Docket No. 7383; File No. B5-P-3771) be, and it is hereby, designated for hearing, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.
2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.
3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.
4. To determine whether the operation of the proposed station would involve objectionable interference with the operation of Station KOMA, Oklahoma City, Oklahoma, or any other existing broadcast stations, and if so, the nature and extent thereof, the areas and populations

affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That KOMA, Incorporated, licensee of Station KOMA, Oklahoma City, Oklahoma, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4463; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket Nos. 7417 and 7418]

MANSFIELD JOURNAL CO. AND LORAIN
JOURNAL CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Mansfield Journal Company, Mansfield, Ohio, Docket No. 7417, File No. B2-P-4275; Lorain Journal Company, Lorain, Ohio, Docket No. 7418, File No. B2-P-4376; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration the application of Mansfield Journal Company for the construction of a new standard broadcast station at Mansfield, Ohio, 1510 kc., 250 w., daytime; and the application of the Lorain Journal Company for the construction of a new standard broadcast station at Lorain, Ohio, 1140 kc., 250 w., daytime;

It is ordered, That the applications of Mansfield Journal Company and Lorain Journal Company be designated for hearing in a consolidated proceeding, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations and officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the policies of the applicant corporations with respect to exclusive advertising contracts, and whether such policies are to be pursued in the operation of the proposed stations.

3. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

4. To determine the type of program service proposed to be rendered and whether it would meet the requirements

of the populations and areas proposed to be served.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine the nature and extent of any interference which would result from the operation of the proposed station at Lorain, Ohio, with a station at Fostoria, Ohio, as proposed in the application of the Fostoria Broadcasting Company (File No. B2-P-4430; Docket No. 7356), the areas and populations affected thereby, and the character of other broadcast service available to such areas and populations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4464; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket Nos. 6834 and 6835]

ARKANSAS-OKLAHOMA BROADCASTING CORP.
AND DONALD W. REYNOLDS

ORDER REOPENING RECORD AND PROVIDING FOR FURTHER HEARING

In re applications of Arkansas-Oklahoma Broadcasting Corp., Ft. Smith, Arkansas, Docket No. 6834 File No. B3-P-4034; Donald W. Reynolds, Ft. Smith, Arkansas, Docket No. 6835, File No. B3-P-3772; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 7th day of March 1946;

It is ordered, That the record in this proceeding be reopened, and that further hearing be held on the following issue:

To obtain full information to determine whether Donald W. Reynolds or any newspaper owned or controlled by him has engaged in practices designed to substantially lessen competition and tending to create a monopoly in the newspaper advertising business in the City of Ft. Smith; and to determine what bearing such information may have on the qualifications of Donald W. Reynolds to be the licensee of a radio broadcasting station.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4465; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket Nos. 5893, 6161, 5361, 6144, 5778, 6145]

WOAX INC. (WTNJ) ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WOAX Incorporated (WTNJ), Trenton, New Jersey, for renewal of license, Docket No. 5893, File No. B1-R-186; WOAX Incorporated (WTNJ), Trenton, New Jersey, for modification of license, Docket No. 6161, File No. B1-ML-1084; The City of Camden (WCAM), Camden, New Jersey, for renewal of license, Docket No. 5361, File

No. B1-R-168; The City of Camden (WCAM), Camden, New Jersey, for modification of license, Docket No. 6144, File No. B1-ML-1069; Radio Industries Broadcast Company, Asbury Park, New Jersey (WCAP), for renewal of license, Docket No. 5778, File No. B1-R-181; Radio Industries Broadcast Company, Asbury Park, New Jersey (WCAP), for modification of license, Docket No. 6145, File No. B1-ML-1070.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of March 1946;

The Commission having under consideration an Offer of Proof (filed February 5, 1946) by Mack Radio Sales Company, Camden, New Jersey, intervenor in the above-named proceeding, made pursuant to an order of the Commission, dated January 16, 1946, which held in abeyance a petition of Mack Radio Sales (filed December 26, 1945) requesting reopening of the record in the matter of an application of the City of Camden for renewal of license (Docket No. 5361), pending submission by Mack Radio Sales of a detailed tender of proof of the matter to be introduced in the event of reopening of the record and a showing of the respect in which such evidence would, if proved, substantially alter the Proposed Decision in this cause; and

The Commission having under consideration a petition (filed December 26, 1945) by WOAX Incorporated, Trenton, New Jersey, for leave to correct the record in the matter of the applications of WOAX Incorporated for modification and renewal of license (Docket Nos. 5893 and 6161) by including therein a Trust Agreement between John F. Wolff and Harold W. Wolff, trustee, dated November 21, 1919;

It is ordered, That the application of the City of Camden for renewal of license (Docket No. 5361) be, and it is hereby, designated for further hearing, to be held in Washington, D. C., on the 12th day of April 1946 upon the following issues:

1. Whether any changes have occurred in the management and control of Station WCAM since November 19, 1941;

2. Whether any changes in legal relationship between Station WCAM and Mack Radio Sales Company have occurred since November 19, 1941;

3. Whether any of the facts adduced under the foregoing issues make it appropriate for the Commission to alter its Proposed Findings and Decision in this proceeding.

It is further ordered, That said petition of WOAX Incorporated be, and it is hereby, granted, and that the record in the matter of the applications of WOAX Incorporated for modification and renewal of license (Docket Nos. 5893 and 6161) be reopened, in Washington, D. C., on the 12th day of April 1946 for the purpose of including therein the aforesaid Trust Agreement dated November 21, 1919 between John F. Wolff and Harold W. Wolff, Trustee.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4466; Filed, Mar. 18, 1946;
10:44 a. m.]

[Docket No. 7424]

NONCOMMERCIAL EDUCATIONAL FM BROADCAST SERVICE

ORDER SETTING FORTH RULES AND REGULATIONS

Whereas, the Commission on June 27, 1945, issued its final report allocating 20 channels for noncommercial educational FM broadcasting; and

Whereas, it is desirable that rules and regulations concerning noncommercial educational FM broadcasting be promulgated and codified at an early date;

Now, therefore, it is ordered, This 7th day of March, 1946, that the attached proposed rules and regulations be made public as a basis for consideration and discussion. Noncommercial educational FM broadcast licensees, permittees, applicants, and others are invited to submit their comments and suggestions, in writing, to the office of the Secretary, within 60 days from the date of this order. It is not contemplated that hearings or oral argument will be held on the proposed rules and regulations unless there is a demand from parties in interest.

In the absence of protests within 60 days, rules and regulations in final form will be promulgated.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,

T. J. SLOWIE,
Secretary.

Sections 4.131 to 4.137, inclusive, of the Commission's rules and standards of Good Engineering Practice applicable to Non-Commercial Educational Broadcast Stations would be repealed and the following rules substituted therefor.

PROPOSED RULES GOVERNING NON-COMMERCIAL EDUCATIONAL FM BROADCAST STATIONS

Classification of Stations and Allocation of Frequencies

§ 3.501 Channels available for assignment. The channels available for noncommercial educational FM broadcasting are listed in the table below, together with numerical designations for convenience:

Frequency (mc.)	Channel No.
88.1	201
88.3	202
88.5	203
88.7	204
88.9	205
89.1	206
89.3	207
89.5	208
89.7	209
89.9	210
90.1	211
90.3	212
90.5	213
90.7	214
90.9	215
91.1	216
91.3	217
91.5	218
91.7	219
91.9	220

§ 3.502 State-wide plans. In considering the assignment of a channel for a noncommercial educational FM broadcast station, the Commission will take into consideration the extent to which each application meets the requirements

of any state-wide plan for noncommercial educational FM broadcast stations filed with the Commission: *Provided*, That such plans afford fair treatment to public and private educational institutions, urban and rural, at the primary, secondary, higher, and adult educational levels, and appear otherwise fair and equitable: *And provided further*, That such plans can be coordinated with those of other states concerned.

§ 3.503 Operation and service. The operation of, and the service furnished by, noncommercial educational FM broadcast stations shall be governed by the following:

(a) A noncommercial educational FM broadcast station will be licensed only to a nonprofit educational organization and upon a showing that the station will be used for the advancement of an educational program.

(b) Each station may transmit programs directed to specific schools in the system for use in connection with the regular courses as well as routine and administrative material pertaining to the school system and may transmit educational and entertainment programs to the public.

(c) Each station shall furnish a nonprofit and noncommercial broadcast service. No commercial program shall be transmitted nor shall commercial announcements of any character be made. A station shall not transmit the programs of other classes of broadcast stations unless all commercial announcements, and all commercial advertising in the continuity are eliminated.

§ 3.504 Channel, power and service area. The channel, operating power and service area of each noncommercial educational FM broadcast station shall be determined by the Commission. In such determination, the Commission shall consider all relevant factors including (a) the area served by the applicant's existing educational facilities; (b) the channel, power and service area proposed in the application; and (c) the provisions of any state-wide plan on file with the Commission, which meets the requirements of § 3.502.

§ 3.505 "Standards of Good Engineering Practice." The Standards of Good Engineering Practice concerning FM Broadcast Stations shall be applicable to Noncommercial Educational FM Broadcast Stations except for section 2 concerning engineering standards of allocation. Section 2, however, provides a guide regarding methods that should be used in calculating the service area of a noncommercial educational FM broadcast station.

Rules Governing Administrative Procedure

§ 3.510 Application for Noncommercial Educational FM Broadcast Stations. Each applicant for a construction permit for a new noncommercial educational FM broadcast station, change in facilities of any existing noncommercial educational FM broadcast station, or noncommercial educational FM broadcast station license or modification of license shall file with the Commission in

Washington, D. C., two copies of applications on the appropriate form designated by the Commission and a like number of exhibits and other papers incorporated therein and made a part thereof. Only the original copy need be sworn to. If the application is for a construction permit for a new noncommercial educational FM broadcast station, Form FCC No. 340 should be filed; for a noncommercial educational FM license, Form FCC No. 341¹ should be filed; and for modification of a noncommercial educational FM license or for change in facilities of an existing noncommercial educational FM broadcast station, Form FCC No. 342¹ should be filed.

§ 3.511 Full disclosures. Each application shall contain full and complete disclosures with regard to all matters and things required to be disclosed by the application forms.

§ 3.512 Installation or removal of apparatus. Applications for construction permit or modification thereof, involving removal of existing transmitting apparatus and/or installation of new transmitting apparatus, shall be filed at least 60 days prior to the contemplated removal and/or installation.

§ 3.513 Period of construction. Each construction permit will specify a maximum of eight months from the date of granting thereof as the time within which construction of the station shall be completed and the station ready for operation, unless otherwise determined by the Commission upon proper showing in any particular case.

§ 3.514 Forfeiture of construction permits: extension of time. (a) A construction permit shall be automatically forfeited if the station is not ready for operation within the time specified therein or within such further time as the Commission may have allowed for completion, and a notation of the forfeiture of any construction permit under this provision will be placed in the records of the Commission as of the expiration date.

(b) Any application² for extension of time within which to construct a station shall be filed at least thirty days prior to the expiration date of such permit if the facts supporting such application for extension are known to the applicant in time to permit such filing. In other cases such applications will be accepted upon a showing satisfactory to the Commission of sufficient reasons for filing within less than thirty days prior to the expiration date. Such applications will be granted upon a specific and detailed showing that the failure to complete was due to causes not under the control of the grantee, or upon a specific and detailed showing of other matters sufficient to justify the extension.

§ 3.515 Equipment tests. (a) Upon completion of construction for a noncommercial educational FM broadcast station in exact accordance with the terms

¹ Will be issued by the Commission at a later date. Appropriate forms to be employed may be obtained from the Commission on request.

² Form FCC No. 701.

of the construction permit, the technical provisions of the application therefor and the rules and regulations and Standards of Good Engineering Practice concerning FM broadcast stations and prior to filing of application for license, the permittee is authorized to test the equipment for a period not to exceed 30 days: *Provided*, That the inspector in charge of the district in which the station is located and the Commission are notified 2 days in advance of the beginning of tests.

(b) The Commission may notify the permittee to conduct no tests or may cancel, suspend, or change the date of beginning for the period of such tests as and when such action may appear to be in the public interest, convenience and necessity.

§ 3.516 *Program tests.* (a) When construction and equipment tests are completed in exact accordance with the terms of the construction permit, the technical provisions of the application therefor, and the rules and regulations and Standards of Good Engineering Practice concerning FM broadcast stations, and after application for station license has been filed with the Commission showing the transmitter to be in satisfactory operating condition, the permittee is authorized to conduct program tests in exact accordance with the terms of the construction permit for a period not to exceed 30 days: *Provided*, That the inspector in charge of the district in which the station is located and the Commission are notified 2 days in advance of the beginning of such tests.

(b) The Commission reserves the right to cancel such tests or suspend, or change the date of beginning for the period of such tests as and when such action may appear to be in the public interest, convenience, and necessity by notifying the permittee.

(c) The authorization for tests embodied in this section or § 3.515 shall not be construed as constituting a license to operate but as a necessary part of the construction.

§ 3.517 *Normal license period.* All noncommercial educational FM broadcast station licenses will be issued so as to expire at the hour of 3 a. m. e. s. t. and will be issued for a normal license period of 1 year.

§ 3.518 *License, simultaneous modification and renewal.* When an application is granted by the Commission necessitating the issuance of a modified license less than 60 days prior to the expiration date of the license sought to be modified, and an application for renewal of said license is granted subsequent or prior thereto (but within 30 days of expiration of the present license) the modified license as well as the renewal license shall be issued to conform to the combined action of the Commission.

§ 3.519 *Renewals of license.* (a) Unless otherwise directed by the Commission, each application for renewal of license shall be filed at least 60 days prior to the expiration date of the license sought to be renewed (Form FCC No. 343.)

(b) Whenever the Commission regards an application for a renewal of

license as essential to the proper conduct of a hearing or investigation, and specifically directs that it be filed by a date certain, such application shall be filed within the time thus specified. If the licensee fails to file such application within the prescribed time, the hearing or investigation shall proceed as if such renewal application had been received.

§ 3.520 *Temporary extension of station licenses.* Where there is pending before the Commission any application, investigation, or proceeding which, after hearing, might lead to or make necessary the modification of, revocation of, or the refusal to renew an existing noncommercial educational FM license, the Commission may, in its discretion, grant a temporary extension of such license: *Provided, however*, That no such temporary extension shall be construed as a finding by the Commission that the operation of any radio station thereunder will serve public interest, convenience, and necessity beyond the express terms of such temporary extension of license: *And provided further*, That such temporary extension of license will in no wise affect or limit the action of the Commission with respect to any pending application or proceeding.

§ 3.521 *Repetitious applications* (a) Where an applicant has been afforded an opportunity to be heard with respect to a particular application for a new noncommercial educational FM broadcast station, or for change of existing service or facilities, and the Commission has, after hearing or default, denied the application or dismissed it with prejudice, the Commission will not consider another application for a station of the same class to serve in whole or in part the same area, by the same applicant or by his successor or assignee, or on behalf of or for the benefit of the original parties in interest, until after the lapse of 12 months from the effective date of the Commission's order.

(b) Where an appeal has been taken from the action of the Commission in denying a particular application, another application for the same class of broadcast station and for the same area, in whole or in part, filed by the same applicant or by his successor or assignee, or on behalf of or for the benefit of the original parties in interest, will not be considered until after the final disposition of such appeal.

§ 3.522 *Assignment or transfer of control.* Application for consent to assignment of a noncommercial educational FM construction permit or license or for consent to voluntary transfer of control of a corporation holding a noncommercial educational FM construction permit or license shall be filed with the Commission on Form FCC No. 314 (assignment of license) and Form FCC No. 315 (transfer of control) at least 60 days prior to the contemplated effective date of assignment or transfer of control.

Rules Relating to Equipment

§ 3.551 *Transmitter power.* The rated power and the operating power range of transmitters shall be in accordance with the Standards of Good Engineer-

ing Practice concerning FM Broadcast Stations.

§ 3.552 *Frequency monitor.* The licensee of each noncommercial educational FM broadcast station shall have in operation at the transmitter an approved frequency monitor independent of the frequency control of the transmitter. For detailed requirements thereof see Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.553 *Modulation monitor.* The licensee of each noncommercial educational FM broadcast station shall have in operation at the transmitter an approved modulation monitor. For detailed requirements thereof see Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.554 *Required transmitter performance.* The construction, installation, operation, and performance of the noncommercial educational FM broadcast transmitter system shall be in accordance with the Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.555 *Auxiliary transmitter.* Upon showing that a need exists for the use of an auxiliary transmitter in addition to the regular transmitter of a broadcast station, a license therefor may be issued provided that:

(a) An auxiliary transmitter may be installed either at the same location as the main transmitter or at another location.

(b) A licensed operator shall be in control whenever an auxiliary transmitter is placed in operation.

(c) The auxiliary transmitter shall be maintained so that it may be placed into immediate operation at any time for the following purposes:

(1) The transmission of the regular programs upon the failure of the main transmitter.

(2) The transmission of regular programs during maintenance or modification work on the main transmitter, necessitating discontinuance of its operation for a period not to exceed five days.

(3) Upon request by a duly authorized representative of the Commission.

(d) The auxiliary transmitter shall be tested at least once each week to determine that it is in proper operating condition and that it is adjusted to the proper frequency, except that in case of operation in accordance with paragraph (c) of this section during any week, the test in that week may be omitted provided the operation under paragraph (c) is satisfactory. A record shall be kept of the time and result of each test.

(e) The auxiliary transmitter shall be equipped with satisfactory control equipment which will enable the maintenance

¹ This includes the equipment changes which may be made without authority as set forth elsewhere in the rules and regulations and the Standards of Good Engineering Practice or as authorized by the Commission by letter or by construction permit. Where such operation is required for periods in excess of 5 days, request therefor shall be in accordance with § 1.365.

of the frequency emitted by the station within the limits prescribed by these regulations.

(f) The operating power of an auxiliary transmitter may be less than the authorized power of the main transmitter, but in no event shall it be greater than such power.

§ 3.556 *Alternate main transmitters.* The licensee of a noncommercial educational FM broadcast station may be licensed for alternate main transmitters provided that a technical need¹ for such alternate transmitters is shown and that the following conditions are met:

(a) Both transmitters are located at the same place.

(b) Both transmitters shall have the same power rating.

(c) Both transmitters shall meet the construction, installation, operation, and performance requirements of the Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.557 *Changes in equipment and antenna system.* Licensees of noncommercial educational FM broadcast stations shall observe the following provisions with regard to changes in equipment and antenna system:

(a) No changes in equipment shall be made:

(1) That would result in the emission of signals outside of the authorized channel.

(2) That would result in the external performance of the transmitter being in disagreement with that prescribed in the Standards of Good Engineering Practice concerning FM Broadcast Stations.

(b) Specific authority, upon filing formal application (Form FCC No. 342) therefore, is required for a change in service area or for any of the following changes:

(1) Changes involving an increase or decrease in the power rating of the transmitter.

(2) A replacement of the transmitter as a whole.

(3) Change in the location of the transmitting antenna.

(4) Change in antenna system, including transmission line.

(5) Change in location of main studio, if it is proposed to move the main studio to a different city from that specified in the license.

(6) Change in the power delivered to the antenna.

(7) Change in frequency control and/or modulation system.

(c) Specific authority, upon filing informal request therefor, is required for a change in the indicating instruments installed to measure transmitter power output, except by instruments of the same maximum scale reading and accuracy.

(d) Any other changes, except as above provided for in this section or in the Standards of Good Engineering Practice concerning FM Broadcast Stations, may be made at any time without the authority of the Commission; *Provided*, That the

Provided, That the Commission shall be promptly notified thereof and such changes shall be shown in the next application for renewal of license.

Rules Relating to Technical Operation

§ 3.561 *Hours of operation.* (a) Each noncommercial educational FM broadcast station shall be licensed for unlimited time operation; (b) each application shall show the minimum hours of operation proposed; and each licensee shall promptly notify the Commission whenever it does not operate as many hours per week as set forth in its application; (c) the hours of actual operation during a license period shall be taken into consideration in considering the renewal of noncommercial educational FM broadcast licenses wherever it appears that the channels available for such stations are insufficient to meet the demand.

§ 3.562 *Experimental operation.* The period between 12:00 midnight, and 6 a. m., local standard time, may be used for experimental purposes in testing and maintaining apparatus by the licensee of any noncommercial educational FM broadcast station on its assigned frequency and not in excess of its authorized power, without specific authorization from the Commission.

§ 3.563 *Station inspection.* The licensee of any noncommercial educational FM broadcast station shall make the station available for inspection by representatives of the Commission at any reasonable hour.

§ 3.564 *Station license, posting of.* The original of each station license shall be posted in the transmitter room.

§ 3.565 *Operator requirements.* If the transmitter power rating is 1 kilowatt or less, one or more licensed radiotelephone second class operators shall be on duty at the place where the transmitting apparatus of each station is located and in actual charge thereof. If the transmitter power rating is in excess of 1 kilowatt, one or more licensed radiotelephone first class operators shall be on duty. The original license (or Form FCC No. 759) of each station operator shall be posted at the place where he is on duty. The licensed operator on duty and in charge of an FM broadcast transmitter may, at the discretion of the licensee, be employed for other duties or for the operation of another station or stations in accordance with the class of operator's license which he holds and by the rules and regulations governing such stations. However, such duties shall in no wise interfere with the operation of the broadcast transmitter.²

§ 3.566 *Facsimile broadcasting and Multiplex transmission.* Transmission of simplex facsimile on FM channels may be permitted upon application to the Commission. The Commission may grant experimental authority to a noncommercial educational FM broadcast station for the multiplex transmission of facsimile or other signals and aural broadcast programs; *Provided*, That the

transmission of facsimile or other signals does not reduce the quality of the aural program, and that a filter or other additional equipment is not required for receivers not equipped to receive facsimile or other signals.

§ 3.567 *Operating power; how determined.* The operating power, and the requirements for maintenance thereof, of each noncommercial educational FM broadcast station shall be determined by the methods prescribed in the Standards of Good Engineering Practice concerning FM broadcast stations.

§ 3.568 *Modulation.* The percentage of modulation of all stations shall be maintained as high as possible consistent with good quality of transmission and good broadcast practice and in no case less than 85 percent or more than 100 percent on peaks of frequent recurrence during any selection which normally is transmitted at the highest level of the program under consideration.

§ 3.569 *Frequency tolerance.* The center frequency of each noncommercial educational FM broadcast station shall be maintained within 2000 cycles of the assigned center frequency.

§ 3.570 *Inspection of tower lights and associated control equipment.* The licensee of any noncommercial educational FM broadcast station which has an antenna or antenna supporting structure(s) required to be illuminated pursuant to the provisions of section 303 (2) of the Communications Act of 1934, as amended:

(a) Shall make a visual observation of the tower lights at least once each 24 hours to insure that all such lights are functioning properly.

(b) Shall report immediately by telephone or telegraph to the nearest Airways Communication Station or office of the Civil Aeronautics Administration any observed failure of the tower lights, not corrected within 30 minutes, regardless of the cause of such failure. Further notification by telephone or telegraph shall be given immediately upon resumption of the required illumination.

(c) Shall inspect at intervals of at least once each 3 months all flashings or rotating beacons and automatic lighting control devices to insure that such apparatus is functioning properly as required.

Other Rules Relating to Operation

§ 3.581 *Logs.* The licensee of each noncommercial educational FM broadcast station shall maintain program and operating logs and shall require entries to be made as follows:

(a) In the program log:

(1) An entry of the time each station identification announcement (call letters and location) is made.

(2) An entry briefly describing each program broadcast as "music," "drama," "speech," etc., together with the name or title thereof, with the time of the beginning and ending of the complete program. If a mechanical record is used, the entry shall show the exact nature thereof, such as "record," "transcription," etc., and the time it is announced. If the program is of network origin, its

¹ Such as licensees maintaining 24-hour schedule and needing alternate operation for maintenance, or where developmental work requires alternate operation.

² For additional information regarding operator licenses see section 13 of the Commission's rules.

source shall be indicated. If the broadcast is under the auspices of an institution or organization other than the licensee, its name shall be noted.

(b) In the operating log:

(1) An entry of the time the station begins to supply power to the antenna, and the time it stops.

(2) An entry of the time the program service begins and ends.

(3) An entry of each interruption to the carrier wave, its cause and duration.

(4) An entry of the following each 30 minutes:

(i) Operating constants of last radio stage (total plate current and plate voltage).

(ii) Transmission line current or voltage.

(iii) Frequency monitor reading.

(5) A log must be kept of all operations during the experimental period. If the entries required above are not applicable thereto, then the entries shall be made so as to fully describe the operation.

(c) Where an antenna or antenna supporting structure(s) is required to be illuminated the licensee shall make entries in the radio station log appropriate to the requirements of § 3.570 as follows:

(1) The time the tower lights are turned on and off if manually controlled.

(2) The time the daily visual observation of the tower lights was made.

(3) In the event of any observed failure of a tower light:

(i) Nature of such failure.

(ii) Time the failure was observed.

(iii) Time and nature of the adjustments, repairs or replacements made.

(iv) Time notice was given to Airways Communications Station (C. A. A.) of any tower light failure not corrected within thirty minutes.

(v) Time notice was given to the Airways Communication Station (C. A. A.) that the required illumination was resumed.

(4) Upon completion of the periodic inspection (required at least once each three months):

(i) The date of the inspection and the condition of all tower lights and associated tower lighting control devices.

(ii) Any adjustments, replacements or repairs made to insure compliance with the lighting requirements.

§ 3.582 *Logs, retention of.* Logs of noncommercial educational FM broadcast stations shall be retained by the licensee for a period of 2 years.

§ 3.583 *Logs, by whom kept.* Each log shall be kept by the person or persons competent to do so, having actual knowledge of the facts required, who shall sign the log when starting duty and again when going off duty. The logs shall be made available upon request by an authorized representative of the Commission.

§ 3.584 *Log form.* This log shall be kept in an orderly manner, in suitable form, and in such detail that the data required for the particular class of station concerned are readily available. Key letters or abbreviations may be used if proper meaning or explanation is contained elsewhere in the log.

§ 3.585 *Correction of logs.* No log or portion thereof shall be obliterated, or willfully destroyed within the period of retention provided by the rules. Any necessary correction may be made only by the person originating the entry who shall strike out the erroneous portion, initial the correction made, and indicate the date of correction.

§ 3.586 *Rough logs.* Rough logs may be transcribed into condensed form, but in such case the original log or memorandum and all portions thereof shall be preserved and made a part of the complete log.

§ 3.587 *Station identification.* (a) A licensee of a noncommercial educational FM broadcast station shall make at least the following station identification announcements (call letters and location): (1) at the beginning and ending of each time of operation; and (2) within 5 minutes of each hour and each half hour during operation: *Provided,*

(b) Such identification announcement need not be made on the hour or half hour when to make such announcement would interrupt a single continuous program of longer duration than 30 minutes. In such cases the identification announcement shall be made at the beginning of the program, at the first interruption of the continuity, and at the conclusion of the program.

(c) In making the identification announcement, the call letters shall be given only on the channel of the station identified thereby.

§ 3.588 *Mechanical reproductions.* Each program broadcast which consists in whole or in part of one or more mechanical reproductions shall be so announced.

(a) Each such program of longer duration than 30 minutes, consisting in whole or in part of one or more mechanical reproductions, shall be identified by appropriate announcement at the beginning of the program, at each 30-minute interval and at the conclusion of the program; *Provided, however,* That the identifying announcement at each 30-minute interval is not required in case of a mechanical reproduction consisting of a single continuous program of longer than 30 minutes.

(b) Each such program of a longer duration than 5 minutes and not in excess of 30 minutes, consisting in whole or in part of one or more mechanical reproductions, shall be identified by an appropriate announcement at the beginning and end of the program.

(c) Each such program of five minutes or less, consisting in whole or in part of mechanical reproductions, shall be identified by appropriate announcement immediately preceding the use thereof.

(d) In case a mechanical reproduction is used for background music, sound effects, station identification, or program identification, no announcement of the mechanical reproduction is required.

(e) The exact form of identifying announcement is not prescribed, but the

language shall be clear and in terms commonly used and understood. A licensee shall not attempt affirmatively to create the impression of live talent when using mechanical reproductions.

§ 3.591 *Rebroadcast.* A noncommercial educational FM broadcast station may rebroadcast the program of any broadcast station providing it first procures the express authority of the licensee originating the program or programs.

[F. R. Doc. 46-4468; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket No. 7362]

STUDEBAKER BROADCASTING CO.

NOTICE OF HEARING

In re application of John Gordon Studebaker and John Ward Studebaker, d/b as Studebaker Broadcasting Company, (New) date filed, August 9, 1945, for construction permit, class of service, broadcast; class of station, broadcast; location, San Diego, California; operating assignment specified: frequency, 1230 kc; power, 250 w night, 250 w day; hours of operation, unlimited; Docket No. 7362; File No. B5-P-3910.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of Station KGFJ, Los Angeles, California, or any other existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

The applicant is hereby given the opportunity to obtain a hearing on such

¹ See §§ 3.503 (c) and 3.587 (c).

issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's addresses are as follows: Dr. John Studebaker, Director Office of Education, Federal Security Agency, Washington, D. C.; John Gordon Studebaker, 411 Green Street, Alexandria, Virginia.

Dated at Washington, D. C. March 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4467; Filed, Mar. 18, 1946;
10:44 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5978]

NORTHERN VIRGINIA POWER CO.

NOTICE OF APPLICATION

MARCH 14, 1946.

Notice is hereby given that on March 12, 1946, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Northern Virginia Power Company (hereinafter called "Northern Virginia"), a corporation organized under the laws of the Commonwealth of Virginia and doing business in the Commonwealth of Virginia and in the State of West Virginia, with its principal business office in Winchester, Virginia, seeking an order authorizing the merger of the whole of its facilities subject to the jurisdiction of the Commission with the whole of the facilities of Page Power Company (hereinafter called "Page"), Madison Power Company (hereinafter called "Madison"), and Massanutten Power Corporation (hereinafter called "Massanutten"), all corporations organized under the laws of the Commonwealth of Virginia and doing business in said Commonwealth with the principal business offices of Page and Massanutten in Luray, Virginia, and of Madison in Madison, Virginia. The proposed merger includes all of the operating facilities of the parties to the merger, and is to be effected by agreement of merger under the laws of Virginia. At present all the outstanding capital stocks of all the parties to the merger are owned by The Potomac Edison Company. Prior to the merger all the capital stocks of Page, Madison and Massanutten are to be acquired by Northern Virginia. In the merger, all such capital stocks of Page, Madison and Massanutten will be cancelled, and all rights, privileges and franchises of the merging corporations and all property, real and personal, and all debts due on whatever account, will under the law be taken and deemed as transferred to and vested in Northern Virginia; all as more

fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 3rd day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4451; Filed, Mar. 18, 1946;
9:55 a. m.]

[Docket No. G-704]

TRANS-CONTINENTAL GAS PIPE LINE CO.,
INC.

NOTICE OF APPLICATION

MARCH 15, 1946.

Notice is hereby given that on March 1, 1946, Trans-Continental Gas Pipe Line Co., Inc. (Applicant), a corporation organized and existing under the laws of the State of Texas, with its principal place of business at Longview, Texas, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to acquire, construct and operate facilities for the transportation and sale of natural gas in interstate commerce, subject to the jurisdiction of the Commission.

Applicant proposes to purchase from the War Assets Corporation the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines, and to construct all necessary facilities including extensions necessary to convert such pipe lines to gas transmission.

In the event Applicant is not successful in purchasing the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines, it proposes to construct a 26-inch pipe line from Corpus Christi, Texas, to the States of Pennsylvania, New Jersey and New York with an initial full load capacity of 300 million cubic feet per day. It is also proposed that such line will be looped by a 26-inch line as the market develops and facilities permit in order to insure continuous service.

Applicant states that it has options to purchase 200 million cubic feet per day of natural gas with options on reserves totaling one trillion cubic feet of gas for each one hundred million cubic feet of gas to be transported through such lines, and is negotiating for options for purchases of additional natural gas under like reserve requirements and to insure maximum capacity of such lines for a period of thirty years. Such reserves are located in Harleton, Panola, Jefferson and South & South West Texas Gas fields.

Applicant proposes to operate such lines in the transmission of natural gas for resale to distributing companies in the States of Pennsylvania, New Jersey, and New York and believes it can deliver such gas at an initial average price of not more than 26 cents per Mcf.

The estimated overall cost of the proposed purchase and conversion of the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines is \$80,000,000.00. The estimated overall cost of constructing the new 26-inch line together with compressor stations and other necessary equipment is \$80,000,000.00, and a like amount for looping the new line with another 26-inch line.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 3rd day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4452; Filed, Mar. 18, 1946;
9:56 a. m.]

[Docket No. G-663]

CINCINNATI GAS TRANSPORTATION CO.

ORDER SUSPENDING NEW SCHEDULES

MARCH 8, 1946.

It appears to the Commission that:

(a) Cincinnati Gas Transportation Company, hereinafter sometimes referred to as Transportation Company, on February 7, 1946, filed with the Commission an agreement entered into with The Cincinnati Gas & Electric Company and dated February 4, 1946, designated Supplement No. 1 to Supplement No. 3 Rate Schedule FPC No. 1, amending in part a prior agreement entered into and dated May 12, 1945, and filed with the Commission on August 18, 1945, designated Supplement No. 3 to Rate Schedule FPC No. 1.

(b) Transportation Company on February 7, 1946, filed with the Commission an agreement entered into with The Union Light, Heat and Power Company and dated February 4, 1946, designated Supplement No. 1 to Supplement No. 3 Rate Schedule FPC No. 3, amending in part a prior agreement entered into and dated May 12, 1945, and filed with the Commission August 18, 1945, designated Supplement No. 3 Rate Schedule FPC No. 3.

(c) Supplements No. 3 to Transportation Company's Rate Schedules FPC Nos. 1 and 3 were suspended by order of the Commission entered September 15, 1945, Docket No. G-663, and a hearing thereon

¹ Section 7.
² Section 9.

was held on the 15th and 16th days of January 1946; thereafter briefs were filed by the Transportation Company in support thereof and by the City of Cincinnati, Ohio, and counsel for the Commission in opposition thereto and the matter is now before the Commission for determination.

(d) The aforesaid amendatory agreements filed on February 7th which were submitted without a statement of the reasons for the proposed change as required by § 54.3 (C) (1) of the Commission's provisional rules of practice and regulations under the Natural Gas Act and provide that The Cincinnati Gas & Electric Company and The Union Light, Heat and Power Company may not cancel the agreements designated Supplements No. 3 to Transportation Company's Rate Schedules FPC Nos. 1 and 3, respectively, prior to a three-year period and then only under certain conditions.

(e) The provisions of the Supplements No. 1 to Supplements No. 3 of Transportation Company's Rate Schedule FPC Nos. 1 and 3, referred to in paragraphs (a) and (b) above, may be unnecessary to the continuation of adequate service, unlawful, inconsistent with the public interest and place an undue burden upon The Cincinnati Gas & Electric Company and The Union Light, Heat and Power Company and upon the ultimate consumers of natural gas.

(f) Unless suspended by order of the Commission, Supplements No. 1 to Supplements No. 3 to the Transportation Company's Rate Schedules FPC Nos. 1 and 3 will become effective as of March 11, 1946.

The Commission finds that:

It is necessary, desirable and in the public interest that a public hearing be held concerning the lawfulness of the proposed conditions of service set forth in the new schedules filed by Transportation Company, referred to in paragraphs (a) and (b) above, and that the record in the above-docketed proceeding be reopened for the purpose of consolidation with the matters and issues presented by the amendatory rate schedules and for further hearing.

The Commission orders that:

(A) The record in the above-docketed proceeding be and it hereby is reopened and the filings by Transportation Company on February 7, 1946, referred to in the above paragraphs (a) and (b), are consolidated therewith and further hearings, if required, respecting the matters involved and the issues presented thereby concerning the lawfulness of the proposed conditions of service, be held at a time and place to be hereafter fixed by the Commission.

(B) Pending such hearing and decision thereon, Supplements No. 1 to Supplements No. 3 to the Transportation Company's Rate Schedules FPC Nos. 1 and 3, referred to in paragraphs (a) and (b) above, in so far as such supplemental schedules provide for the sale of natural

gas other than for resale for industrial use only, be and they hereby are suspended until August 10, 1946, or until such time thereafter as such supplemental rate schedules shall be made effective in the manner prescribed by the Natural Gas Act.

(C) All interveners in the above-docketed matter may participate in the reopened proceeding in accordance with leave heretofore granted by the Commission.

(D) Interested State Commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4453; Filed, Mar. 18, 1946;
9:56 a. m.]

[Order 125]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309, and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12 for Power System Statement (Class I and II systems),¹ including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority, or other legal entity or instrumentality, whether public or private, which operates facilities for the generation, or transmission, or distribution of electric energy, and which is in the classification of a Class I or a Class II system (as the same are defined in the accompanying FPC Form No. 12) shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information therein called for;

(3) Order No. 118, dated November 20, 1944, and the form thereby prescribed, are superseded.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4454; Filed, Mar. 18, 1946;
9:57 a. m.]

¹ Form filed as part of the original document.

[Order 126]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309 and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12-A, Power System Statement (Class III and Class IV systems),¹ including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority or other legal entity or instrumentality, whether public or private which operates facilities for the generation, or transmission, or distribution of electric energy, and which is in the classification of a Class III or Class IV system (as the same are defined in the accompanying FPC Form No. 12-A) shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information therein called for: *Provided*, That said form shall not be required to be prepared and filed for Class III systems having "net energy for system" during the year less than 5,000,000 kilowatt-hours (as the same is defined in the accompanying form), or for Class IV systems having energy received plus net generation during the year less than 5,000,000 kilowatt-hours except as specifically directed;

(3) Order No. 119, dated November 20, 1944, and the form thereby prescribed, are superseded.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4455; Filed, Mar. 18, 1946;
9:57 a. m.]

[Order 127]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSEES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309 and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12-D, Power System Statement (Class III and Class IV systems),¹ including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority or other legal entity or instrumentality, whether public or private which operates facilities for the generation or transmission, or distribution of electric energy, and which has net generation plus energy received from others during the year of less than 5,000,000 kilowatt-hours shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information called for.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4456; Filed, Mar. 18, 1946;
9:58 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 470]

UNLOADING OF STEEL AT BROWNSVILLE, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of March A. D. 1946.

It appearing, that cars PLE 2148 and PMcKY 91332 containing steel at Brownsville, Texas, on the St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Steel at Brownsville, Texas, be unloaded. (a) The St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith cars PLE 2148 and PMcKY 91332, containing steel now on hand at Brownsville, Texas, consigned to United States Steel Export Company, notify F. N. deM. Custom Agent, Brownsville, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bu-

reau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon the St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4439; Filed, Mar. 18, 1946;
11:30 a. m.]

[S. O. 471]

UNLOADING OF PALLETS AT TRENTON, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of March, A. D. 1946.

It appearing, that car SLSF 161332 containing pallets at Trenton, New Jersey, on the Reading Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Pallets at Trenton, New Jersey, be unloaded. (a) The Reading Company, its agents or employees, shall unload forthwith car SLSF 161332 loaded with pallets now on hand at Trenton, New Jersey, consigned to the Westinghouse Electric and Manufacturing Company, Trenton, New Jersey.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the Reading Company, and

upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4500; Filed, Mar. 18, 1946;
11:30 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5805]

GEORG GIEGERICH

In re: Bank account owned by Georg Giegerich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Georg Giegerich, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Georg Giegerich, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Georg Giegerich, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

¹ Form filed as part of the original document.

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4373; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5806]

LEONHARD GIEGERICH

In re: Bank account owned by Leonhard Giegerich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leonhard Giegerich, whose last known address is Bockenrod, near Darmstadt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leonhard Giegerich, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Leonhard Giegerich, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4374; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5809]

KURT W. GODECKEN

In re: Bank account owned by Kurt W. Godecken.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kurt W. Godecken, whose last known address is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Kurt W. Godecken, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Kurt W. Godecken, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national

interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4375; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5813]

HANDELS- UND GEWERBEBANK HEILBRONN,
A. G.

In re: Bank accounts owned by Handels- und Gewerbebank Heilbronn, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Handels- und Gewerbebank Heilbronn, A. G., the last known address of which is Kaiserstrasse 37, Heilbronn A-N, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Handels- und Gewerbebank Heilbronn, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New

York, arising out of a dollar checking account, entitled Handels und Gewerbebank Heilbronn, A. G., and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation owing to Handels- und Gewerbebank Heilbronn, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Handels und Gewerbebank Heilbronn, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4376; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5814]

OTTO HARRASSOWITZ

In re: Bank account owned by Otto Harrassowitz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Harrassowitz, whose last known address is Querstrasse 14, Leipzig, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Harrassowitz, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Otto Harrassowitz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4377; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5815]

MARIE HAUG ET AL.

In re: Bank account owned by Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carlos A. Hepp, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Carlos A. Hepp, Attorney-in-fact for Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licens-

ing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4378; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5818]

FRIEDRICH HENGST & Co.

In re: Bank account owned by Friedrich Hengst & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrich Hengst & Co., the last known address of which is Offenbach, A/Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrich Hengst & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. Friedrich Hengst & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the inter-

est and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4379; Filed, Mar. 15, 1946;
11:46 a. m.]

[Vesting Order 5820]

FUKUMATSU IIDA

In re: Bank account owned by Fokumatsu Iida.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fokumatsu Iida, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Fokumatsu Iida, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Fokumatsu Iida, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4380; Filed, Mar. 15, 1946;
11:47 a. m.]

[Vesting Order 5822]

YOSHIO IMAOKA

In re: Bank account owned by Yoshio Imaoka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yoshio Imaoka, whose last known address is 45 Minamicho 5 Chome Aoyama, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yoshio Imaoka, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Yoshio Imaoka, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on ac-

count of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4381; Filed, Mar. 15, 1946;
11:47 a. m.]

[Vesting Order 5823]

NAMIJI ITABASHI

In re: Bank account owned by Namiji Itabashi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Namiji Itabashi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obliga-

tion owing to Namiji Itabashi, by The National City Bank of New York, New York, New York, arising out of a checking account entitled Namiji Itabashi, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4382; Filed, Mar. 15, 1946;
11:47 a. m.]

[Vesting Order 5824]

SEIICHIRO IWASAKI

In re: Bank account owned by Seiichiro Iwasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Seiichiro Iwasaki, whose last known address is Sagacho, Fukagawa, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Seiichiro Iwasaki, by The Chase National Bank of the City of New York, New York, New York, arising out of a compound interest account, entitled Mr. Seiichiro Iwasaki, maintained at the branch office of the aforesaid bank located at 422 Lexington Avenue, New York 17, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admis-

sion of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4383; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5825]

JACQUIER & SECURIUS

In re: Bank account owned by Jacquier & Securius.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Jacquier & Securius, the last known address of which is An der Stechbahn 3-4, Berlin C. 2, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Jacquier & Securius, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. Jacquier & Securius, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4384; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5826]

SADAKAZU TAKAKI

In re: Bank account owned by Sadakazu Takaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sadakazu Takaki, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Sadakazu Takaki, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Custodian Account, Account Number 7904, entitled Sadakazu Takaki, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the law-

fulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4385; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5827]

KAIGAI TSUSHO KABUSHIKI KAISHA

In re: Bank account owned by Kaigai Tsusho Kabushiki Kaisha.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kaigai Tsusho Kabushiki Kaisha, the last known address of which is Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kaigai Tsusho Kabushiki Kaisha, by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, Account Number 50046, entitled Kaigai Tsusho Kabushiki Kaisha, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4386; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5835]

ERNST KOCH

In re: Bank account owned by Mrs. Ernst Koch, doing business as Ernst Koch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Ernst Koch, doing business as Ernst Koch, whose last known address is Stadtwaldguertel 73, Kooln-Lindenthal, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Ernst Koch, doing business as Ernst Koch, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Ernst Koch, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4387; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5843]

KYODO FIRE INSURANCE CO., LTD.

In re: Bank account owned by Kyodo Fire Insurance Company, Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kyodo Fire Insurance Company, Ltd., the last known address of which is Osaka, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kyodo Fire Insurance Company, Ltd., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, en-

titled Kyodo Fire Insurance Company, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or any acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4388; Filed, Mar. 15, 1946;
11:48 a. m.]

[Vesting Order 5847]

HUGO LAPPIN OR MRS. EMMA A. LAPPIN

In re: Bank account owned by Hugo Lappin or Mrs. Emma A. Lappin.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Lappin and Mrs. Emma A. Lappin, whose last known address is

Umsiedlungslager 18, Grossrueckerswalde, Erzgebirge, Gau Sachsen, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Lappin and/or Mrs. Emma A. Lappin, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Hugo Lappin or Mrs. Emma A. Lappin, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4389; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5851]

M. LISSAUER & CIE

In re: Bank account owned by M. Lissauer & Cie.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Lissauer & Cie., the last known address of which is Mailbox 45, Cologne on Rhine 7, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to M. Lissauer & Cie., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled M. Lissauer & Cie., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4390; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5853]

MAGDEBURGER RUCKVERSICHERUNGS, AG.

In re: Bank account owned by Magdeburger Ruckversicherungs, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Magdeburger Ruckversicherungs, Aktiengesellschaft, the last known address of which is Magdeburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Magdeburger Ruckversicherungs, Aktiengesellschaft, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Suspended Balance Ledger Account, entitled Magdeburger Ruckversicherungs, Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4391; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5855]

KAROLINE MARKWARDT ET AL.

In re: Bank account owned by Karoline Markwardt, Anna Bandow, and Heinz Bandow.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karoline Markwardt, Anna Bandow, and Heinz Bandow, whose last known addresses are Fraumark, Germany; Paarsch, Germany; and Paarsch, Germany, respectively, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karoline Markwardt, Anna Bandow, and Heinz Bandow, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mrs. Karoline Markwardt, of Fraumark, Germany, Mrs. Anna Bandow, Widow, of Paarsch, Germany, Heinz Bandow, of Paarsch, Germany, as nationals of Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4392; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5856]

K. MEISSNER

In re: Bank account owned by K. Meissner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That K. Meissner, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to K. Meissner, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. K. Meissner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4393; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5858]

OTTO MERKEL

In re: Bank account owned by Otto Merkel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Merkel, whose last known address is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Merkel, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account entitled Mr. Otto Merkel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4394; Filed, Mar. 15, 1946;
11:49 a. m.]

[Vesting Order 5862]

MITTELDEUTSCHE MONTANWERKE, G. M. B. H.

In re: Bank account owned by Mitteldeutsche Montanwerke, G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitteldeutsche Montanwerke, G. m. b. H., the last known address of which is Friedrichstrasse 169-170, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mitteldeutsche Montan-

werke, G. m. b. H., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Mitteldeutsche Montanwerke, G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4395; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5872]

GEORGE NITZE

In re: Bank account owned by George Nitze.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

1. That Mr. George Nitze, whose last known address is Germany is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mr. George Nitze, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. George Nitze, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4396; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5875]

ERNEST OESER, Sr.

In re: Bank account owned by Ernest Oeser, Sr.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernest Oeser, Sr., whose last known address is Bahnstrasse 19/20, Berlin W. Schoenberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernest Oeser, Sr., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Ernest Oeser, Sr., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4397; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5880]

NELLIE PENSEL

In re: Bank account owned by Nellie Pensel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nellie Pensel, whose last known address is 108 Grengweg, Erfurt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Nellie Pensel, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a trust account, entitled Mrs. Nellie Pensel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4398; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5881]

ALEXANDER PETERSON & Co.

In re: Bank account owned by Alexander Peterson & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alexander Peterson & Company, the last known address of which is Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alexandria Peterson & Company, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding official checks account, entitled Alexander Peterson & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions,

nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4399; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5883]

ALFRED PFISTER

In re: Bank account owned by Alfred Pfister.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alfred Pfister, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alfred Pfister, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Alfred Pfister, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4400; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5884]

JOHANN WILHELM PFISTER

In re: Bank account owned by Johann Wilhelm Pfister.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johann Wilhelm Pfister, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johann Wilhelm Pfister, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Johann Wilhelm Pfister, Carlos A. Hepp, attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national

of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4401; Filed, Mar. 15, 1946;
11:50 a. m.]

[Vesting Order 5889]

PREUSSISCHE STAATSBANK (SEEHANDLUNG)

In re: Bank account owned by Preussische Staatsbank, (Seehandlung).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Preussische Staatsbank, (Seehandlung), the last known address of which is Markgrafenstrasse 38, Berlin W. 56, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Preussische Staatsbank, Seehandlung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4402; Filed, Mar. 15, 1946;
11:51 a. m.]

[Vesting Order P 8]

BALINTAWAK BEER BREWERY CO., INC.

Under the authority of the Trading with the Enemy Act, as amended and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total of 9,416 shares, subscribed and fully or partially paid, of the \$100 par value capital stock of Balintawak Beer Brewery Co., Inc., a corporation organized and doing business un-

der the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 8,461 fully paid shares (89.86%) are registered in the names of and are owned by the following persons in the amount appearing opposite each name and are evidence of control of Balintawak Beer Brewery Co., Inc.:

Names	Number of shares
Tadataka Egawa, either in his own right or on behalf of Dai Nippon Brewery	3,325
O. Asai	10
M. Kitajima, either in his own right or on behalf of Mitsui Bussan Kaisha	3,235
Kiyoshi Hoshino	100
Morinabu Sawamatsu, either in his own right or on behalf of Osaka Boeki Kaisha	100
Masoyuki Mori, either in his own right or on behalf of Osaka Boeki Kaisha	100
Osaka Boeki Kaisha	1,541
Gakuichi Matsuki	50
Total	8,461

2. That Tadataka Egawa, Dai Nippon Brewery, M. Kitajima, Mitsui Bussan Kaisha, Morinabu Sawamatsu, Osaka Boeki Kaisha and Masoyuki Mori, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

3. That Gakuichi Matsuki, O. Asai and Kiyoshi Hoshino, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

and determining:

4. That Balintawak Beer Brewery Co., Inc., is controlled by the persons named in subparagraphs 2 and 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 8,461 shares of the \$100 par value capital stock of Balintawak Beer Brewery Co., Inc., more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends thereon, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or

owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4403; Filed, Mar. 15, 1946;
11:51 a. m.]

[Vesting Order P 9]

BITULOK SAW MILLS, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total outstanding capital stock of Bitulok Saw Mills, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, consisting of 150,000 shares of \$1 par value capital stock, 50,000 shares (33 1/3%) are registered in the names of and are owned by Tokuchi Kuribayashi, Naburo Imami, and Tomataro Shishido and are evidence of control of Bitulok Saw Mills, Inc.;

2. That Tokuchi Kuribayashi and Naburo Imami, whose last known addresses are Tokyo, Japan, are nationals of a designated enemy country (Japan);

3. That Tomataro Shishido, a subject of Japan whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

and determining:

4. That Bitulok Saw Mills, Inc., is controlled by the persons named in subparagraphs 2 and 3 hereof, or is acting

for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 1 hereof, together with all declared and unpaid dividends on said stock, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4404; Filed, Mar. 15, 1946;
11:51 a. m.]

[Vesting Order P10]

DINGALAN LUMBER CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total outstanding capital stock of Dingalan Lumber Company, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, consisting of 300,000 shares of ₱1 par value capital stock, 100,000 shares (33⅓%) are registered in the names of and are owned by Tokuchi Kuribayashi, Naburo Imami and Tomataro Shishido and are evidence of control of Dingalan Lumber Company, Inc.;

2. That Tokuchi Kuribayashi and Naburo Imami, whose last known addresses are Tokyo, Japan, are nationals of a designated enemy country (Japan);

3. That Tomataro Shishido, a subject of Japan whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

and determining:

4. That Dingalan Lumber Company, Inc., is controlled by the persons named in subparagraph 2 and 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 1 hereof, together with all declared and unpaid dividends on said stock, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, manage-

ment, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4405; Filed, Mar. 15, 1946;
11:51 a. m.]

[Vesting Order P 12]

LEPANTO CONSOLIDATED MINING CO.

In re: Securities of Lepanto Consolidated Mining Co., Inc., owned by Mitsui Bussan Kaisha, Ltd., and G. E. Saikyo.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitsui Bussan Kaisha, Ltd., and G. E. Saikyo, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

2. That the property consisting of the ₱10 par value capital stock of Lepanto Consolidated Mining Co., Inc., a corporation organized under the laws of the Commonwealth of the Philippines, and more particularly described as follows:

a. 1,847,000 shares, evidenced by the certificates listed in Exhibit A, attached hereto and by reference made a part hereof, which are registered in the name of Vicente Madrigal and beneficially owned by Mitsui Bussan Kaisha, Ltd.,

b. 276,996 shares, evidenced by Certificate Number 1662 in the custody of the Enemy Property Custodian, United States Armed Forces, Western Pacific, registered in the name of, and owned by, Mitsui Bussan Kaisha, Ltd., and

c. 10,000 shares registered in the name of, and owned by, G. E. Saikyo,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the na-

tional interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, together with any declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—CERTIFICATE NUMBERS OF 1,847,000 SHARES OF STOCK, REGISTERED IN THE NAME OF VICENTE MADRIGAL, AND BENEFICIALLY OWNED BY MITSUI BUSSAN KAISHA, LTD.

Certificate Numbers: 1726, 1884, 1908, 1956, 1966, 1971, 1975, 1991, 2267, 2275, 2279, 2305, 2339, 2340, 2346, 2352, 2364, 2375, 2382, 2394, 2422, 2423, 2431, 2477, 2502, 2505, 2506, 2526, 2530, 2536, 2549, 2554, 2557, 2559, 2597, 2600, 2601, 2625, and 2635.

[F. R. Doc. 46-4406; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order 5804]

JOHANNA GFRORER

In re: Bank account owned by Johanna Gfrorer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Gfrorer, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Gfrorer, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Johanna Gfrorer, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4372; Filed, Mar. 15, 1946; 11:45 a. m.]

[Vesting Order 5792]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is Berlin C 111, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by J. P. Morgan & Co. Inc., 23 Wall Street, New York, New York, arising out of a dollar account, entitled Reichsbank, Berlin, C 111, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4371; Filed, Mar. 15, 1946; 11:45 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 763 Under 3 (b)]

SOUTHERN STATES IRON ROOFING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 (b) (2) of the General Maximum Price Regulation; *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales to any person by Southern States Iron Roofing Company of Savannah, Georgia, of metal prefabricated dwelling structures uninstalled, manufactured by the Southern States Iron Roofing Company, and as described in the application dated September 17, 1945, supplemented by letter dated January 30, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington, D. C., shall be the sum of the following factors as computed by the manufacturer:

(1) The cost of direct materials, including fabricated products, computed on the basis of current kinds and quantities at prices not in excess of the prices in effect to the manufacturer during March 1942. Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier as in March 1942. If the manufacturer did not purchase such materials during March 1942, he shall use the prices for such materials in effect to the most closely competitive seller of the same class who did purchase such materials during March 1942.

(2) Cost of direct labor, computed upon the basis of current man hours at labor rates, exclusive of overtime premiums and any indirect labor costs, not in excess of the highest rates paid by the manufacturer for the same kind of work during March 1942. If he did not perform the same kind of work during March 1942, he shall use the labor rates paid by the most closely competitive seller of the same class who did perform that kind of work during March 1942.

(3) A percentage margin over the sum of (1) and (2) not in excess of 35 percent.

All costs described in (1) and (2) above shall be based upon a volume of production of not less than 600 units per year.

(b) *Maximum prices for uninstalled sales by resellers.* (1) The maximum price f. o. b. the reseller's point of shipment, for an uninstalled sale by a reseller of metal prefabricated dwelling structures manufactured by the Southern States Iron Roofing Company shall not exceed the sum of the following factors:

(i) The manufacturer's maximum f. o. b. plant price, of which the reseller is notified in writing by the manufacturer.

(ii) A markup not in excess of 10 percent on the manufacturer's maximum f. o. b. plant price.

(iii) Inbound transportation expense.

(2) To the maximum price computed under (1), there may be added actual transportation expense to the destination specified by the purchaser.

(c) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(d) Southern States Iron Roofing Company shall file a report of each maximum price computed under this order with the Office of Price Administration, Building Materials and Construction Price Branch, Washington 25, D. C., within thirty days after first offering an item for sale, giving the following information:

(1) Description of the product.

(2) Computed maximum price.

(3) Basis of computed maximum price showing costs and markups as outlined in (a) (1) (2) and (3) above.

(e) The maximum prices established by this order shall be subject to discounts and allowances in addition to those specified herein and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales during March 1942.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except on sales to consumers, including allowable transportation charges.

(g) Southern States Iron Roofing Company shall attach a tag in a conspicuous place on its metal prefabricated dwelling structures covered by this order, containing the following:

OPA Maximum Retail Price Uninstalled \$.....

Plus transportation charges as provided in Order No. 763 under the General Maximum Price Regulation.

(h) On sales direct from the manufacturer to a consumer, the manufacturer shall indicate his maximum f. o. b. plant price on the tag. On sales to a reseller, the manufacturer shall indicate the maximum retail price uninstalled by taking the sum of his f. o. b. plant price plus 10 percent.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4327; Filed, Mar. 15, 1946;
11:35 a. m.]

[Order 123 Under 3 (e)]

GENERAL ANILINE AND FILM CORP.

ESTABLISHMENT OF MAXIMUM PRICE

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum prices for sales of the photographic chemicals listed below in

1 quart sizes, manufactured by Ansco Division, General Aniline and Film Corporation, Binghamton, New York, are established as follows:

Commodity	On sales to—		
	Consumers	Retailers	Industrial Users
Color film first developer.....	Each \$0.35	Each \$0.21	Each \$0.25
Color film color developer.....	.36	.22	.25
Color film bleach.....	.33	.20	.23
Color film printon bleach.....	.70	.42	.49
Color printon first developer type III.....	.35	.21	.245
Color printon color developer type III.....	.43	.26	.30

These prices are f. o. b. seller's shipping point except in cases of sales made at retail in which event they are delivered.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of any of the aforesaid commodities to a retailer or industrial user, the manufacturer shall furnish such retailer or industrial user with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) prior to making any delivery of any of the aforesaid commodities, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price -----¢

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4326; Filed, Mar. 15, 1946;
11:34 a. m.]

[SO 118, Order 2]

EMPIRE VENTILATION EQUIPMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 2 under Supplementary Order No. 118. Adjustment of maximum prices for sales of turbine and syphon ventilators manufactured by the Empire Ventilation Equipment Company of 35-39 Vernon Boulevard, Long Island City, New York. 6075-SO-118-1.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Supplementary Order No. 118, it is ordered:

(a) Maximum prices for sales of turbine and syphon ventilators by the Empire Ventilation Equipment Company of Long Island City, N. Y.

(1) The above manufacturer may determine his maximum prices for his line of Turbine and Syphon Ventilators by increasing by 25 percent his prices on

these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 2 under Supplementary Order No. 118 authorizes a 25 percent increase in October 1, 1941 net prices for sales of Turbine and Syphon Ventilators manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 2.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4356; Filed, Mar. 15, 1946;
11:33 a. m.]

[Rev. SO 119, Order 108]

UNIVERSAL CAMERA CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Universal Camera Corporation of 28 West 23rd Street, New York, New York, may compute its adjusted ceiling prices

for all still camera and photographic accessories and all 8 mm motion picture projectors, which it manufactures as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 22 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188, and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter

properly established under OPA regulations.

(d) *Change in reseller's margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in reseller's margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4361; Filed, Mar. 15, 1946;
11:30 a. m.]

[Rev. SO 119, Amdt. 1 to Order 37]

CONSOLIDATED COLONIAL PREMIER Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered: That paragraph (b) (1) of Order No. 37 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4358; Filed, Mar. 15, 1946;
11:33 a. m.]

[Rev. SO 119, Amdt. 1 to Order 58]

LIGHTOLIER CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:* That paragraph b (1) of Order No. 58 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4359; Filed, Mar. 15, 1946;
11:33 a. m.]

[Rev. SO 119, Amdt. 2 to Order 13]

MANTLE LAMP COMPANY OF AMERICA

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

That paragraph (b) (1) of Order No. 13 issued under Supplementary Order 119 be amended as follows: (1) *Jobbers.* A reseller at wholesale who determines

his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4357; Filed, Mar. 15, 1946;
11:33 a. m.]

[Rev. SO 119, Order 109]

DETROIT BREAKFAST FURNITURE MFG. CO.,
INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) *Manufacturer's ceiling prices.* Detroit Breakfast Furniture Mfg. Co., Inc., 1400 14th Street, Detroit 16, Michigan, may compute its adjusted ceiling prices for all articles of all wood breakfast furniture and metal breakfast furniture (including wood and metal furniture) which it manufactures, as follows:

(1) For an article of wood breakfast furniture in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 11.3 percent. For an article of metal breakfast furniture, including wood and metal breakfast furniture, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 12.2 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in

accordance with "note 3" in section 5 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices as fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under these regulations as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1409.159e of Maximum Price Regulation No. 188, as the case may be.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, as the case may be.

If his supplier's invoice does not state an unadjusted maximum price, the seller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-789 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act

of 1942, as amended, remains in effect. If the maximum resale price cannot be determined under the above, the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a maximum price adjusted under this order must furnish each purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188, or section 10 of Order No. 8 under § 1499.169e of Maximum Price Regulation No. 188, as the case may be.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4362; Filed, Mar. 15, 1946;
11:30 a. m.]

[Rev. SO 119, Order 110]

BLAKE MFG. CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Blake Manufacturing Corporation of Madison, Wisconsin, may compute its adjusted ceiling prices for its sales of portable flashlights which it manufactures as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increase by 13.4 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this

order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in the same form in which the manufacturer has sold it at an adjusted ceiling price determined under this order, shall determine their maximum prices as follows:

A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Changes in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4363; Filed, Mar. 15, 1946;
11:31 a. m.]

[Rev. SO 119, Order 111]

CENTURY ENGINEERING CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 111 under Revised Supplementary Order No. 119. Adjustment of maximum prices 401 Third Street S.E., Cedar Rapids, Iowa. 6075-591.16-57.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) Maximum prices for sales of conversion oil burners and parts by the Century Engineering Corporation of Cedar Rapids, Iowa.

(1) The above manufacturer may determine his maximum prices for his line of conversion oil burners by increasing by 18 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 111 under Revised Supplementary Order No. 119 authorizes an 18 percent increase in October 1, 1941 net prices for sales of conversion oil burners manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 111.

(d) The adjustment granted the manufacturer by this order includes the adjustment permitted under section 2.4 (a) of Order No. 48 under Maximum Price Regulation No. 591.

(e) All prayers for relief not granted herein are denied.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4364; Filed, Mar. 15, 1946;
11:31 a. m.]

[Rev. SO 119, Order 112]

WILSON CABINET CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 112 Under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of milk coolers manufactured by the Wilson Cabinet Company, South Main Street, Smyrna, Delaware. 6075-SO-119.8.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The Wilson Cabinet Company of Smyrna, Delaware.*

(1) The above manufacturer may determine his maximum prices for his line of milk coolers by increasing by 11.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 112 under Revised Supplementary Order No. 119 authorizes a 11.5 percent increase in October 1, 1941 net prices for sales of milk coolers manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 112.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4365; Filed, Mar. 15, 1946;
11:31 a. m.]

[Rev. SO 119, Order 113]

TRIPLEX HEATING SPECIALTY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 113 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of hot water heating specialty items manufactured by the Triplex Heating Specialty Company of North Grant Street, Peru, Indiana. 6075-SO-119-9.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of hot water heating specialty items by the Triplex Heating Specialty Company of Peru, Indiana.*

(1) The above manufacturer may determine his maximum prices for his line of hot water heating specialty items by increasing 19.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the

same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 113 under Revised Supplementary Order No. 119 authorizes a 19.5 percent increase in October 1, 1941 net prices for sales of hot water heating specialty items manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 113.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4366; Filed, Mar. 15, 1946;
11:31 a. m.]

[Rev. SO 119, Order 114]

WILSON CABINET CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 114 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of electric water heaters manufactured by the Wilson Cabinet Company of South Main Street, Smyrna, Delaware. 6075-SO-119-8.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of electric water heaters by the Wilson Cabinet Company of Smyrna, Delaware.* (1) The above manufacturer may determine his maximum prices for his line of Electric Water Heaters by increasing by 11.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of pur-

chaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 114 under Revised Supplementary Order No. 119 authorizes a 11.5 percent increase in October 1, 1941 net prices for sales of electric water heaters manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 114.

(d) All prayers for relief not granted herein are denied.

(c) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4367; Filed, Mar. 15, 1946;
11:32 a. m.]

[Rev. SO 119, Order 115]

DETROIT LUBRICATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 115 under Revised Supplementary Order No. 119. Docket No. 6075-SO-119-12. Authorization of maximum prices for sales of radiator valves manufactured by the Detroit Lubricator Company, 5900 Trumbull Avenue, Detroit, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119; *It is ordered:*

(a) Any person making sales to plumbing and heating jobbers of the line of radiator valves manufactured by the Detroit Lubricator Company of Detroit, Michigan may determine his maximum prices for such items by increasing by 7 percent his prices in effect on October 1, 1941 to such purchasers.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, each seller referred to in (a) above may continue to use as his maximum prices to plumbing and heating jobbers his properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect on October 1, 1941 to plumbing and heating jobbers plus the increase provided for in (a) above.

(c) Each seller referred to in (a) above shall notify each purchaser, in writing, at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase in its selling price for such radiator valve over its prices to each purchaser in effect on March 15, 1946.

(d) The maximum prices for sale by any reseller of the radiator valves manufactured by the Detroit Lubricator Company shall be his maximum price to each class of purchaser in effect on March 15, 1946, plus the actual dollars-and-cents increase in present acquisition cost resulting from the increase granted under paragraph (a).

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4368; Filed, Mar. 15, 1946;
11:32 a. m.]

[Rev. SO 119, Order 116]

SURE REST BEDDING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* Sure Rest Bedding Company of 251 Hillside Avenue, Newark, New Jersey, may compute its adjusted maximum prices for all articles of wire-tied innerspring mattresses which it manufactures, as follows:

(1) For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 21 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price including all increases

and adjustments otherwise authorized for it individually or for its industry.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices shall determine their maximum resale prices under section 6, 9 or 10 of Order No. 5 under § 1499.159b of Maximum Price Regulation No. 188, whichever is applicable.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Relationship of this order to Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188.* Except as they are modified by paragraph (a) of this order, all the provisions of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 apply to all sales of articles covered by this order. This includes, among others, provisions dealing with invoicing, reporting, notification, and determining "unadjusted" maximum prices.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4369; Filed, Mar. 15, 1946;
11:32 a. m.]

[Rev. SO 119, Amdt. 1 to Order 63]

EAGLE ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:* That paragraph b (1) of Order No. 63 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section

4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4360; Filed, Mar. 15, 1946;
11:32 a. m.]

[SO 133, Order 24]

KAPPELER BRUSHES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 4 and 6 of Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Kappeler Brushes, 411 7th St., Carlstadt, New Jersey, may increase its maximum prices in effect prior to November 1, 1945, to brush manufacturers of artists' and commercial brushes which it manufactures by 23.4%.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at adjusted maximum prices shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for OPA Form 520-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect

during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resales of the article covered by this order. This notice may be given in any convenient form.

This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4370; Filed, Mar. 15, 1946;
11:33 a. m.]

[MPR 188, Amdt. 1 to Order 115 Under 2d Rev. Order A-3]

PARKS BROOM CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 and paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

That paragraph (a) of Order No. 115 under Second Revised Order A-3 be amended as follows:

(a) *Manufacturers' maximum prices.* Parks Broom Company, Lawton, Oklahoma, on and after the effective date of this order may sell the brooms listed below of its manufacture to wholesale grocers at prices no higher than its prices for sales in effect immediately prior to the effective date of this order, plus the adjustment charge set forth opposite each article.

Article	Weight	Current maximum price to wholesale grocers	Adjustment for sales to wholesale grocers	Adjusted maximum price for sales to wholesale grocers
	Pounds	Per dozen	Per dozen	Per dozen
Warehouse broom.	32	\$7.83	\$2.14	\$9.97
Household broom.	24	6.72	2.28	9.00
	22	6.43	1.55	7.98

These adjusted prices may be collected only if the amounts of the adjustments are separately stated on the invoice. The adjusted prices are subject to the manufacturer's discounts, allowances, and other price differentials in effect during March, 1942, on sales to each class of purchaser.

This amendment shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4332; Filed, Mar. 15, 1946;
11:34 a. m.]

[MPR 188, Order 10 Under Order 4418]

CLIFTON MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturer's maximum prices.* Clifton Manufacturing Co., of Waco, Texas, may sell and deliver, to jobbers, the articles listed below which it manufactures, at prices no higher than its maximum prices in effect immediately prior to the issuance of this order, plus the appropriate one of the following adjustment charges:

Style No. 9—Universal seat covers

Description	Adjustment charge
Group No. 1—Front seats—coaches, sedans, 3- and 5-passenger coupes.....	\$0.51
Group No. 2—Rear seats—coaches, sedans and 5-passenger cars—without center folding armrest in seat.....	.55
Group No. 3—Unit No. 99, for special fronts or back and for rear seat large coaches and sedans with center folding armrest.....	.36

Style No. 205 tailor-made seat covers

Group No. 1—For 1937-42 Ford and 1941-42 Mercury, solid front-back, 3-passenger coupes.....	.82
Group No. 2—For 1937-42 Ford and 1941-42 Mercury, divided front-back, 3-passenger coupes.....	.97
Group No. 3—For 1937-42 small and medium 3-passenger coupes except those in group 1 and group 2.....	1.10
Group No. 4—For 1937-42 large 3-passenger coupes.....	1.08
Group No. 5—For front and rear seats 1937-42 Ford and 1941-42 Mercury, 6-passenger coupes, coaches and sedans.....	1.49
Group No. 6—For front and rear seats 1937-42 small and medium 6-passenger coupes, coaches and sedans—except those shown in group No. 5 without center folding armrest in rear seat.....	1.45
Group No. 7—For front and rear seats 1937-42 large, 6-passenger coupes, coaches and sedans—without center folding armrest in rear seat.....	1.62
Group No. 8—For front and rear seats 1937-42 large coaches and sedans with center folding armrest in rear seat.....	1.55

Style No. 3 tailor-made seat covers

Group No. 1—For all 3-passenger coupes.....	.94
Group No. 2—For front and rear seats all 6-passenger coupes, coaches and sedans, without center folding armrest in rear seat.....	1.71
Group No. 3—For front and rear seats all 6-passenger coupes, coaches and sedans with center folding armrest in rear seat.....	1.65

(b) *Maximum prices of purchaser for resale.* Purchasers for resale of each article, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General

Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same mark-up which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4331; Filed, Mar. 15, 1946;
11:35 a. m.]

[MPR 188, Order 145 Under 2d Rev.
Order A-3]

WALWORTH CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Walworth Company, Inc. of 60 East 42d Street, New York 17, New York, may increase its current maximum prices for

sales of the following models of "Stillson" and "Walco" wrenches which it manufactures, by the percentage of such maximum prices appearing opposite each article:

Model No.	Article	Percentage of adjustment
14 inch....	Stillson—steel handle—wrench (per 100).....	34.01
18 inch....	do.....	34.61
24 inch....	do.....	34.53
36 inch....	do.....	34.58
48 inch....	do.....	34.77
14 inch....	Walco—steel handle—wrench (per 100).....	11.2
18 inch....	do.....	11.6
24 inch....	do.....	11.8
36 inch....	do.....	11.9
48 inch....	do.....	12.0

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the sale class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4333; Filed, Mar. 15, 1946;
11:34 a. m.]

[MPR 188, Rev. Order 4824]

J. O. MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4824 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by J. O. Manufacturing Company, 8442 Otis Street, South Gate, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—			For sales by any person to consumer
		Drop ship jobber	Jobber	Retailer	
Eyelash curler.....	1	Per doz. \$6.80	Per doz. \$6.40	Per doz. \$8.00	Each \$1.25

These maximum prices are for the articles described in the manufacturer's application dated January 28, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4328; Filed, Mar. 15, 1946;
11:34 a. m.]

[MPR 188, Order 4909]

PLASTO MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Plasto Manufacturing Company, 1534 Clybourn Avenue, Chicago 10, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
12 1/4" lacquered plaster table lamp (no shade)	531	\$3.15	\$3.70	Each \$6.65

These maximum prices are for the articles described in the manufacturer's application dated October 8, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and

no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4329; Filed, Mar. 15, 1946;
11:35 a. m.]

[MPR 188, Order 4910]

MASTERGUILD CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Masterguild Company, 125 West 83d Street, New York 24, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Decorated cast stone (plaster) 27" table lamp without shade	LO1 LM1	\$3.83 2.76	\$4.50 3.25	\$8.10 5.85

These maximum prices are for the articles described in the manufacturer's application dated February 26, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4330; Filed, Mar. 15, 1946;
11:35 a. m.]

[MPR 591, Amdt. 1 to Order 293]

WILSON FOUNDRY AND MACHINE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 293 under section 9 of Maximum Price Regulation No. 591 is amended in the following respects:

(a) Paragraph (b) is amended to read as follows:

(b) The maximum price for sales by any person to consumers of the aluminum overhead garage door complete with necessary hardware manufactured by the Wilson Foundry and Machine Company of Pontiac, Michigan, shall be \$70.00 plus actual freight to obtain delivery.

(b) Paragraph (e) is amended to read as follows:

(e) The Wilson Foundry and Machine Company shall stencil on the aluminum

overhead garage door covered by this order substantially the following:

OPA maximum retail price—\$70.00 plus actual freight paid to obtain delivery.

This amendment shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4338; Filed, Mar. 15, 1946;
11:36 a. m.]

[MPR 591, Order 352]

BRUNSWICK-BALKE-COLLENDER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following shelves for divider assembly for refrigerators manufactured by the Brunswick-Balke-Collender Company, 623-633 South Wabash Avenue, Chicago 5, Illinois, and as described in the applications dated January 25, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to—			
	Distributors	"A" dealers	"B" dealers	Consumers
9026 (package of 36 pieces)	\$23.76	\$28.51	\$31.68	Each \$1.32
90446 (package of 6 pieces)	39.60	47.52	52.80	13.20
26 (package of 12 pieces)	16.11	19.33	21.48	2.68
18 (package of 12 pieces)	12.28	14.73	16.26	2.04

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Brunswick-Balke-Collender Company, of Chicago, Illinois, shall attach a tag to the commodities covered by this order and shall print in a con-

spicuous place on this tag, substantially the following:

OPA Maximum Consumer Price—\$-----

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4339; Filed, Mar. 15, 1946;
11:36 a. m.]

[MPR 591, Order 354]

FRUGAL WATER HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric induction water heaters manufactured by the Frugal Water Heater Company of Miami, Florida, and described in its application dated January 26, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model SAB automatic side arm electric induction water heater, 1,600 watts, equipped with thermostat.	\$45.00
Model IB automatic electric induction immersion type water heater, 1,600 watts, equipped with thermostat.	45.00
Model TT 15 gallon table top electric induction storage water heater, insulated, galvanized tank, 1,600 watts.	85.00

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers in quantities of less than 5 heaters shall be the maximum price specified in (a) above less a discount of 33 1/3 percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers in quantities of 5 or more heaters shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his customers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this

order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Frugal Water Heater Company shall attach to each electric water heater covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed, including actual Federal excise tax paid at source \$-----

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4340; Filed, Mar. 15, 1946;
11:36 a. m.]

[MPR 591, Order 355]

BELL-PIHL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following aluminum alloy fire hose coupling manufactured by the Bell-Pihl Company of Arlington, Massachusetts and described in its application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Manufacturers	Jobbers	Consumers
No. 25-2 1/2" aluminum alloy fire hose coupling	\$5.75	\$6.25	\$7.00

(b) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) The Bell-Pihl Company shall attach to the carton of each fire hose cou-

pling covered by this order, a label on which shall be printed the following: "OPA Maximum Retail Price \$7.00."

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4341; Filed, Mar. 15, 1946;
11:36 a. m.]

[MPR 591, Order 356]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Geneva, Illinois, for sales by the Modern Steel Company to Crane Company, Chicago, Illinois, of the following steel under sink cabinets manufactured by the Modern Steel Company of Geneva, Illinois and described in its application dated February 28, 1946, shall be:

42" Ashford steel enameled under sink cabinet.....	\$20.75
50" Ashford steel enameled under sink cabinet.....	22.00
38" Kitchen Pride steel enameled under sink cabinet.....	32.50
42" Stewardess steel enameled under sink cabinet.....	27.00
54" Sunnycrest steel enameled under sink cabinet.....	34.00
60" Sunnycrest steel enameled under sink cabinet.....	36.00

(b) The maximum net prices, f. o. b. the point indicated below, for sales by any person of the following steel under sink cabinets manufactured by the Modern Steel Company of Geneva, Illinois, and described in its application dated February 28, 1946, shall be:

	On sales to plumbers and heating contractors, installers and commercial and industrial users f. o. b. point of destination	On sales to jobbers f. o. b. point of manufacture
42" Ashford steel enameled under sink cabinet.....	\$23.37	\$30.75
50" Ashford steel enameled under sink cabinet.....	24.78	32.60
38" Kitchen pride steel enameled under sink cabinet.....	36.59	48.15
42" Stewardess steel enameled under sink cabinet.....	30.40	40.00
54" Sunnycrest steel enameled under sink cabinet.....	38.30	50.40
60" Sunnycrest steel enameled under sink cabinet.....	40.55	53.35

(c) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each

seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4342; Filed, Mar. 15, 1946;
11:37 a. m.]

[MPR 591, Order 357]

ELECTRONIC ENGINEERING, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-In Refrigerator manufactured by Electronic Engineering, Inc., South 175 Wall, Spokane, Wash., and as described in the application dated February 13, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—	
	Dealers	Consumers
No. 110—Walk-in Refrigerator complete with compressor and coil.....	\$833.40	\$1,250.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to

the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Electronic Engineering, Inc., South 175 Wall, Spokane, Wash., shall stencil on the lid or cover of the Walk-In Refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price \$1,250.00

Plus freight and crating as provided in Order No. 357 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4343; Filed, Mar. 15, 1946;
11:37 a. m.]

[MPR 591, Order 358]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of manufacture, for sales to consumers by any person of the following steel kitchen sink cabinet units manufactured by Westinghouse Electric Corporation and as described in the application dated January 25, 1946, shall be:

S-42L-25" x 42" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and crumb cup strainer less spray.....	\$96.10
S-42L-25" x 42" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and spray crumb cup strainer.....	100.20
S-48-25" x 48" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and spray, and crumb cup strainer.....	113.65
S-48-25" x 48" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer.....	109.55
S-54-25" x 54" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet and spray and crumb cup strainer.....	125.35

S-54-25" x 54" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer.....	\$121.25
S-60-25" x 60" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet and spray, and crumb cup strainer.....	131.40
S-60-25" x 60" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer.....	127.35

(b) The maximum price specified in (a) above shall be subject to successive discounts of 50 and 10 percent on sales to jobbers.

(c) The maximum prices specified in (a) above shall be subject to a discount of 40 percent on sales to dealers.

(d) In addition to the discounts provided for in (b) and (c) above the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller of the commodities covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation.

(g) Westinghouse Electric Corporation shall stencil in a conspicuous place on each kitchen sink cabinet unit covered by this order, the following:

OPA Maximum Consumer Price—\$-----

Plus freight as provided in Order No. 358 under Maximum Price Regulation No. 591.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4344; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 359]

WESTINGHOUSE ELECTRIC AND MFG. CO. AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. St. Paul, Minnesota, for sales by any person of the following refrigerators and milk coolers manufactured by the Westinghouse Electric and Manufacturing Company, 653 Page Boulevard, Springfield 2, Massachusetts, and as described in the application dated January 14, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. R20 reach-in refrigerator.....	\$241.50	\$289.25	\$483.00
No. R30 reach-in refrigerator.....	267.50	320.25	535.00
No. R50 reach-in refrigerator.....	347.00	415.50	694.00
No. BM38 milk cooler cabinets only.....	47.50	57.00	95.00
No. BM48 milk cooler cabinets only.....	53.50	64.00	107.00
No. BM4D milk cooler cabinets only.....	50.25	60.25	100.00
No. BM6D milk cooler cabinets only.....	62.00	74.25	124.00
No. B25CU drop-in condensing unit.....	64.00	76.75	128.00
No. B33CU drop-in condensing unit.....	95.00	114.50	191.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Westinghouse Electric and Manufacturing Company, 653 Page Boulevard, Springfield 2, Massachusetts, shall stencil on the lid or covers of the refrigerators and milk coolers covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight as provided in Order No. 359 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4345; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 360]

ALLEN COPPER COIL MANUFACTURING AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person of the following models of copper tube boiler-burner units manufactured by Allen Copper Coil Manufacturing of Seattle, Washington, and described in its application which is on file with the Building Materials Price Branch of the Office of Price Administration, shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model A10-T Allen high efficiency copper tube boiler.....	\$544.00	\$680.00	\$850.00
Model A15-T Allen high efficiency copper tube boiler.....	608.00	760.00	950.00
Model A20-T Allen high efficiency copper tube boiler.....	955.00	1,232.00	1,540.00

(b) Except on sales to consumers, the maximum prices specified in (a) above are f. o. b. point of manufacture. On sales to consumers, the maximum price specified above is f. o. b. point of destination.

(c) The maximum net prices specified in (a) above shall be subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 to purchasers of the same class on sales of comparable quantities of commodities falling into the same general category of products as do the boiler-burner units covered by this order.

(d) The maximum prices for sales on an installed basis of the commodities covered by this order shall be established in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) Each seller, except on sales to consumers, shall notify in writing, each of his purchasers at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for such purchasers, except a dealer, upon resale.

(f) Allen Copper Coil Manufacturing shall stencil in a conspicuous place on each of the boiler-burner units covered by this order substantially the following:

OPA Maximum Retail Price—\$-----

As provided in Order No. 360 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4346; Filed, Mar. 15, 1946;
11:38 a. m.]

[MPR 591, Order 361]

GIBSON REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Gibson Refrigerator Company, 515 West Williams St., Greenville, Mich., and as described in the application dated February 18, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No. HF-616, 6.13 cu. ft.	On sales to—		
	Distributors	Dealers	Consumers
Zone 1.....	\$156.00	\$211.25	\$325.00
Zone 2.....	156.00	214.25	328.00
Zone 3.....	156.00	217.25	331.00
Zone 4.....	156.00	220.25	334.00
Zone 5.....	156.00	223.25	337.00

\$5.00 may be added to each class of purchaser for 5-year service protection plan.

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) The Gibson Refrigerator Company of Greenville, Michigan, shall stencil on the lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 361 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4347; Filed, Mar. 15, 1946;
11:38 a. m.]

[MPR 591, Order No. 362]

CARL PEARSON BRASS FOUNDRY AND
MACHINE WORKS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following sizes of the Series 5000 Pearson Combined Interlocking Gas Supply and Pilot Valve manufactured by the Carl Pearson Brass Foundry and Machine Works of Denver, Colorado and as described in the application dated February 19, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

SERIES 5000—PEARSON COMBINED INTERLOCKING GAS
SUPPLY AND PILOT VALVE

ON SALES TO DISTRIBUTORS

Size	In lots of—			
	100 or more	50 to 99	25 to 49	Less than 25
3/4"	\$3.25	\$3.40	\$3.60	\$3.75
1"	3.50	3.70	3.90	4.15
1 1/4"	3.85	4.10	4.30	4.50
1 1/2"	5.55	5.90	6.25	6.60
2"	8.75	9.25	9.75	10.30
2 1/2"	10.85	11.50	12.15	12.85
3"	15.75	16.60	17.50	18.45

ON SALES TO USERS (PLUMBERS AND/OR CONTRACTORS,
ETC)

Size	\$4.89	\$5.10	\$5.40	\$5.63
3/4"	5.25	5.58	5.85	6.24
1"	5.76	6.15	6.45	6.75
1 1/4"	8.31	8.88	9.30	9.90
1 1/2"	13.11	13.87	14.61	15.45
2"	16.27	17.25	18.21	19.26
2 1/2"	23.61	24.90	26.64	27.66

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except a user, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4348; Filed, Mar. 15, 1946;
11:38 a. m.]

[MPR 591, Order 363]

C. SCHMIDT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-In Cooler sub parts, manufactured by the C. Schmidt Company, Cincinnati, Ohio, and as described in the application dated January 29, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Item No.	On sales to—		
	Distributors	Dealers	Consumers
A—Entrance door wall section.....	\$84.40	\$88.80	\$168.80
B—Wall with 1 glass service door.....	41.45	43.60	82.90
C—Wall with 2 glass service doors.....	81.20	85.45	162.40
D—Wall with 1 paneled service door.....	36.00	37.95	72.00
E—Wall with 2 paneled service doors.....	65.75	69.20	131.50
F—Plain wall.....	16.60	17.50	33.20
G—Corner Post.....	10.25	10.75	20.50
H-1—8' 6" end top and bottom.....	20.60	21.70	41.20
J-1—8' 6" center top and bottom.....	18.35	19.30	36.70
H-2—7' 11" end top and bottom.....	24.20	25.45	48.40
J-2—7' 11" center top and bottom.....	21.50	22.70	43.00
H-3—10' 3" end top and bottom.....	31.50	33.15	63.00
J-3—10' 3" center top and bottom.....	28.25	29.75	56.50
K-1—Floor rack 2' 4" x 4' 8".....	2.55	2.65	5.10
K-2—Floor rack 2' 4" x 7' 0".....	3.90	4.10	7.80
K-3—Floor rack 2' 10" x 9' 4".....	6.15	6.45	12.30
L-1—Meat rack 4' 8" including upright rails.....	9.30	9.75	18.60
L-2—Meat rack 7' 0".....	11.30	11.90	22.60
L-3—Meat rack 9' 4".....	15.20	15.95	30.40
L-4—Meat rack 11' 8".....	17.75	18.65	35.50
M-1—(4) shelves 4' 8".....	25.75	27.10	51.50
M-2—(4) shelves 7' 0".....	36.50	38.40	73.00
M-3—(4) shelves 9' 4".....	47.45	49.95	94.90
M-4—(4) shelves 11' 8".....	58.00	61.15	116.00
N—Crate for square ft.....	.23	.25	.46
Addition for pore, entrance door section.....	21.40	22.50	42.80
Addition for pore, on 1 door service section.....	11.40	12.00	22.80
Addition for pore, on 2 door service section.....	11.05	11.65	22.10
Addition for pore, on plain section.....	11.50	12.10	23.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1946.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation.

(e) The C. Schmidt Company, John and Livingston Streets, Cincinnati, Ohio, shall stencil on the inside of the door of each Walk-In Cooler, covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight as provided in Order No. 363 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4349; Filed, Mar. 15, 1946; 11:38 a. m.]

[MPR 591, Order 364]

LLOYD MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following specialty weather-strip manufactured by Lloyd Manufacturing Company of Boston, Massachusetts and as described in the application dated January 11, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Jobbers	Dealers	Consumers
Special weather-strip solid bronze 36" length.....	\$2.25	\$3.00	\$5.00

(b) The maximum net prices specified in (a) above on sales to jobbers and dealers shall be f. o. b. point of shipment.

(c) The maximum net price specified in (a) above on sales to consumers shall be a net delivered price.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) Lloyd Manufacturing Company of Boston, Massachusetts shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price \$5.00

As provided in Order No. 364 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4350; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 365]

TECH ELECTRICAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric water heater manufactured by the Tech Electrical Manufacturing Company of Portland, Oregon and described in its application dated January 17, 1946, shall be:

No. 100—40 gallon electric storage water heater, galvanized tank, insulated, single side arm type heating element..... \$88.40

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of less than 5 heaters, shall be the maximum price specified in (a) above less a discount of 33 1/3 percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of 5 or more heaters, shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers, shall be the maximum price specified in (a) above less a discount of 50 percent.

(e) The maximum prices established by this order shall be subject to such further discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) The Tech Electrical Manufacturing Company shall attach to each electric water heater covered by this order a tag containing the following:

OPA maximum retail price not installed, including actual Federal excise tax paid at source \$-----

(Do not detach)

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4351; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 366]

GENERAL AIRCRAFT EQUIPMENT, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following ice cube manufactured by the General Aircraft Equipment, Inc., 22 Elizabeth Street, South Norwalk, Conn., and as described in the application dated January 31, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Exclusive sales agents	On sales to—		
		Distributors	Dealers	Consumers
No. 40C refrigerator ice-cuber.....	\$200.61	\$223.12	\$283.33	\$425.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The General Aircraft Equipment, Inc., of South Norwalk, Connecticut, shall stencil on the lid or cover of the ice cuber covered by this order, substantially the following:

OPA Maximum Retail Price \$425.00

Plus freight as provided in Order No. 366 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4352; Filed, Mar. 15, 1946;
11:39 a. m.]

[MPR 591, Order 367]

KNOWLSON-STEVENSON Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, f. o. b. point of shipment, for sales by any person of the garage door holders (per pair, with screws) manufactured by Knowlson-Stevenson Company of Ann Arbor, Michigan and as described in the application dated January 31, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On sales to retailers (per pair) (with screws) ----- \$2.00

(b) The maximum net price for sales by any person to consumers of the garage door holders manufactured by Knowlson-Stevenson Company shall be \$3.00 per pair, with screws.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller ex-

tended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4353; Filed, Mar. 15, 1946;
11:39 a. m.]

[MPR 591, Order 368]

UNITED STATES AIR CONDITIONING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following refrigeration units manufactured by United States Air Conditioning Corporation, Northwestern Terminal, Minneapolis 13, Minn., and as described in the application dated February 1, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
1/4 hp. refrigeration unit.....	\$133.00	\$148.00	\$246.00
1/2 hp. refrigeration unit.....	201.00	224.00	373.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The United States Air Conditioning Corporation shall stencil on the lid or cover of the refrigeration units covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 368 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4354; Filed, Mar. 15, 1946;
11:40 a. m.]

[Rev. SO 119, Order 117]

THE CLEVELAND WELDING Co.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Cleveland Welding Company of West 117th and Berea Road, Cleveland 7, Ohio, may compute its adjusted ceiling prices for sales of the bicycles which it manufactures as follows:

(1) For bicycles in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 9.85 percent.

(2) For bicycles not in its line during October 1941, except war bicycles covered by Order No. 3145 of Maximum Price Regulation No. 188, which have properly established ceiling prices in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For war bicycles, the ceiling prices are those fixed by Order No. 3145 of Maximum Price Regulation No. 188 increased by 5 percent.

(4) For a bicycle which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188,

and prices so fixed may not be increased under this order.

(5) The manufacturer's adjusted ceiling prices fixed in accordance with this order may be increased by an additional \$.55 when the bicycle is sold with synthetic rubber tires and tubes.

(6) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller of a bicycle, other than a war bicycle, who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(2) Resellers' ceiling prices for war bicycles are those established by the provisions of Maximum Price Regulation No. 158, increased by 5 percent. For war bicycles equipped with synthetic tires and tubes, resellers may add, in addition to the 5 percent increase, the amount specified for synthetic tires and tubes for the particular class of reseller in Amendment 5 to Maximum Price Regulation No. 158.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4441; Filed, Mar. 15, 1946;
4:46 p. m.]

[MPR 64, Order 267]

NEW ERA MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of the Liberator Magazine Circulating Coal Heater manufactured by New Era Manufacturing Company, 1026 Michigan Trust Building, Grand Rapids 2, Michigan, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices are those set forth below:

Article	Maximum prices for sales by wholesale distributors to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
Liberator magazine circulating coal heater....	\$59.97	\$62.19	\$64.97	\$67.81

These maximum prices are f. o. b. the seller's city; and they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Liberator magazine circulating coal heater....	\$95.95	\$99.50	\$103.95	\$108.50

These maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

In addition, before delivering any article covered by this order, the manufacturer shall attach to it a tag or label, showing the model number of the article, its maximum prices for sales to ultimate consumers in each zone, and a list of the states included in each zone.

(c) For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Ohio, Delaware, Maryland, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Kansas and the District of Columbia.

Zone 3: Florida, Montana, North Dakota, South Dakota, Wyoming, Nebraska, Colorado, Texas, Oklahoma, Arkansas and Louisiana.

Zone 4: Washington, Oregon, Idaho, California, Nevada, Utah, Arizona and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 15th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4436; Filed, Mar. 15, 1946;
4:46 p. m.]

[MPR 188, Rev. Order 4332]

NEW SMALL-VOLUME MANUFACTURERS

SIMPLIFIED PRICING

Order No. 4332 under Maximum Price Regulation No. 188 is redesignated Revised Order 4332 and is amended and revised to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *The purpose of this order.* The principal purpose of this order is to help "new small-volume manufacturers" of certain commodities covered by Maximum Price Regulation No. 188 to get into production as rapidly as possible by providing simple rules by which they can calculate their ceiling prices. This order is also designed to help a new small-volume business which began production on or after September 1, 1944 when the War Production Board's "spot authorization" program was instituted, if it has been unable to operate profitably under ceiling prices previously established under Maximum Price Regulation No. 188 in line with March 1942 prices. Instead of hav-

ing to apply for an adjustment of those ceiling prices, any such new business may simply obtain new ceiling prices under this order.

This order is also intended to provide a speedy pricing method for small-volume businesses which heretofore have always been engaged exclusively in war production. However, this order is not intended to provide rules for the pricing of new products which other established businesses may now wish to produce. Restrictions have been provided to prevent evasion of this limitation. Otherwise, in the hope of obtaining higher ceiling prices, some established businesses might stop producing their existing civilian lines to take advantage of this order's procedure which has been specially designed to meet the needs of new small businesses. Established businesses which are reconverting will in most instances obtain any needed price relief through OPA's reconversion pricing program.

SEC. 2. Scope of this order. This order provides simplified rules which eligible new small-volume manufacturers may use to obtain ceiling prices instead of using the Third or Fourth Pricing Methods of Maximum Price Regulation 188. The provisions of this order may also be used by any eligible manufacturer to obtain new ceiling prices to take the place of ceiling prices which had been established under Maximum Price Regulation 188, whether by order or otherwise, on or after September 1, 1944. All the other provisions of Maximum Price Regulation 188 continue to apply to manufacturers obtaining ceiling prices under this order.

Not all new small-volume manufacturers of products covered by Maximum Price Regulation 188 may use this order. Manufacturers of the following products may not use the provisions of this order:

- (1) Dry cell batteries.
- (2) Fountain pens and mechanical pencils.
- (3) Household aluminum cooking utensils.
- (4) Ice boxes.
- (5) Inner-constructions for upholstered dual purpose sleeping equipment.
- (6) Innerspring mattresses.
- (7) Lawn mowers.
- (8) Metal double deck beds.
- (9) Metal cots (folding and rollaway).
- (10) Small electrical appliances.
- (11) Upholstered dual purpose sleeping equipment.

However, manufacturers of any of these products (except small electric appliances) who previously established ceiling prices for a particular article under this order before March 20, 1946 may continue to use such ceiling prices. New small-volume manufacturers of small electric appliances are subject to the provisions of Order No. 6 under § 1493.159e of Maximum Price Regulation 188.

SEC. 3. Tests of eligibility to obtain new ceiling prices under this order. To show that you are a new small-volume manufacturer, you must satisfy the tests of eligibility in paragraphs (a) and (b) of this section. (The word "you" as used in this order refers to both parent and

subsidiary or affiliated companies taken as a unit.)

(a) *Tests to tell whether you are a "new" manufacturer.* You are a "new" manufacturer under this order if you are able to meet either Test 1 or Test 2 below.

Test 1. You began a new manufacturing business on or after September 1, 1944.

To meet this test you must have started a genuinely new manufacturing enterprise on or after September 1, 1944. The date on which you started a new manufacturing enterprise is the date on which you took the first action in regard to it, or made the first agreement or entered into a transaction, resulting in an expense or obligation for the enterprise. The following are illustrations of actions which constitute starting a new manufacturing enterprise: application to OPA for a ceiling price on a product to be manufactured, the signing of a lease for or the renting of office or factory space, the first ordering of materials or equipment, the employment of the first employee, the first sale of a product of your manufacture, etc. You are not considered as having started a new enterprise on or after September 1, 1944 simply because you added new products to your line on or after that date; and a new manufacturing business organized on or after that date is not a new enterprise if there was a transfer, as defined in section 5 of the General Maximum Price Regulation, to it of the assets and ceiling prices of another manufacturing business which was not eligible to price under this order.

A business organized after August 25, 1945, is not a "new" business if (1) any person having a substantial interest in it has at the same time a substantial interest in another business which has manufactured or distributed civilian products on or since that date and would not itself be eligible to price under this order; or (2) if a person having a substantial interest in it has had since August 25, 1945, a substantial interest in such another business. (A person shall be considered to have a "substantial interest" in a business if he has a 20 percent or greater ownership interest in the business or, in the case of a new business, if he is one of the three persons who are expected to receive the highest compensation for services rendered to that new business.)

You may not continue to sell at ceiling prices which you lawfully obtained under this order by satisfying this Test 1, if in evasion of this test, you later permit a person to obtain a substantial interest in your business who, if he had had such an interest when you obtained your ceilings, would have prevented you from satisfying this test.

Test 2. Before September 1, 1944 your only activity was the manufacture of products on contract or subcontract for sales to one or more United States war procurement agencies or Allied Governments.

NOTE: If you cannot satisfy this test because at any time before September 1, 1944 you had manufactured civilian products, you should check Supplementary Order No. 118 ("Reconversion Pricing for Small-Volume

Manufacturers") since you may be able to calculate new ceiling prices for those products under that order.

(b) *Tests to tell whether you are a "small-volume" manufacturer.* You are a "small-volume" manufacturer if you can meet both the following tests.

Test 1. Your total net sales of products manufactured or distributed by you in the six calendar months preceding the filing of your price report (not counting sales on contracts or sub-contracts of any United States war procurement agency or of any Allied Government for war purposes,) were not more than \$100,000.

Test 2. Your total net sales of products manufactured or distributed by you in the twelve calendar months after the filing of your price report, on the basis of all relevant factors such as past sales, facilities, capitalization, manpower and materials to be used in your business, can reasonably be expected to amount to less than \$200,000.

SEC. 4. How to figure your ceiling prices. There are two ways in which you can figure your ceiling prices under this order. These are called, for convenience the "comparability" method and the "cost" method. You may choose either of them if you do not already have a ceiling price for the article. If you do have a ceiling price, you may use only the "cost" method.

(a) *The "comparability" method.* The "comparability" method involves selecting from articles which already have ceiling prices, an article which is either exactly the same as the article you produce, or comparable to it, and proposing as your ceiling price the ceiling price of the manufacturer of that article. You may not, however, use any article whose ceiling price was established under this order, for this purpose. If the only comparable articles you can find differ substantially from yours, select the one most closely comparable and propose a price which takes the difference into account.

For example, if your article has a feature which the comparable article does not have, or if it lacks a feature which the comparable article does have, you should calculate the cost of the additional feature of your product or the amount to be saved by omitting the feature of the comparable article. You should then propose as your ceiling price the ceiling price of the comparable article plus or minus the cost of the feature added or omitted as the case may be.

The ceiling price of the comparable article is its ceiling price including any increases which were made in that price by an adjustment which was applicable to all sellers of the product, but not including any individual adjustment in the ceiling price. If, after you obtain your ceiling price. If, after you obtain your ceilings of the product generally to increase their ceiling prices, any ceiling calculated under the comparability method may be increased in the manner provided by OPA.

If you choose the "comparability" method, you must submit a report in duplicate on Parts I and II of OPA Form 601-2628 (a-46) to the District OPA Office for the district in which your place

of business is located, giving the information required by the form. Part II of that form calls for a description of your article and the comparable article, and the ceiling price of the comparable article. If your proposed ceiling price is higher or lower than the ceiling price of the comparable article the form calls for an explanation of the differences in specifications between the two articles on which you rely to justify the proposed difference in ceiling price.

(b) *The "cost" method.* The "cost" method of fixing your ceiling prices involves figuring your total cost for the article and adding to it your industry's average profit margin in a representative peacetime period. Under this method all ceiling prices not figured on the basis of at least three months of production experience must be refigured at the end of the first three months of such experience. This is explained in Section 7 below.

If you use this method of figuring your ceiling prices, you must submit a report in duplicate on Parts I and III of OPA Form 601-2628 (2-46). On Part III you should give a breakdown of your total costs on a reasonable basis, to make and sell the article (taking into account your expected volume of production) and proposing a ceiling price based on those costs (subject to the limitations stated below) plus the average peacetime profit margin for your industry. If you have been in production of the article being priced for three or more months you must base your total cost figures on your production experience in the latest calendar month. The costs of materials which OPA will recognize will not exceed the legal ceiling prices of the manufacturer or other normal supplier, for sales to a purchaser of your class in the quantities in which manufacturers of your type generally purchase.

The labor costs which OPA will recognize may not exceed the prevailing locally established rates for labor of similar types. The profit margin may be found by multiplying by two, either the profit factor which OPA has specified for your industry or, if none is specified, the profit factor for the industry group which includes your industry. These factors are listed in Appendix D of Supplementary Order No. 118. (That supplementary order applies to small-volume reconverting manufacturers and the pricing of reconversion commodities.) If you do not have a copy of this order, your OPA District Office will supply you with the profit factor for your industry upon request.

Since the prices determined under the "cost" method reflect your current total costs, you may not add to these prices any adjustment charges permitted to your industry as a whole unless OPA specifically provides for such an increase. For example, you may not add to prices determined under the "cost" method the increases permitted by the following orders:

Order No. 216 under Maximum Price Regulation No. 188—Broom corn brooms.

Revised Order No. 226 under Maximum Price Regulation No. 188—Articles containing silver.

Order No. 777 under Maximum Price Regulation No. 188—Broom corn brooms.

Order No. 4800 under Maximum Price Regulation No. 188—Wood and upholstered household furniture.

(c) *Form and samples.* Copies of OPA Form 601-2628 (2-46) and help in preparing it, can be obtained from your District OPA Office. In addition to submitting the forms you should submit a sample of your article, and, if you use the "comparability" method, a sample of the comparable article. If it is not practicable for you to submit samples, photographs or other accurate illustrations must be submitted.

SEC. 5. *Ceiling prices for different classes of purchasers.* Since the ceiling prices which you propose under the "comparability" method are those of another manufacturer to a particular class or classes of purchasers, your ceiling prices to each class of your purchasers must be computed by applying the same discounts, differentials and terms which he used. If those ceiling prices which you are able to obtain do not cover a class of purchaser to whom you wish to sell, you must, on OPA Form 601-2628 (2-46), propose a ceiling price to that class based on the discounts, differentials, or terms commonly prevailing in the industry for sales to that class of purchaser.

If you use the "cost" method, the ceiling price so computed applies to that class of your purchasers to whom you expect to sell the largest number of units of the article. Your ceiling prices to other classes of purchasers are to be based on the discounts, differentials, or terms for sales to those classes commonly prevailing in the trade. These must likewise be proposed on OPA Form 601-2628 (2-46).

SEC. 6. *When you may sell at the proposed price.* Unless OPA notifies you not to do so, you may begin to sell and deliver articles at your new ceiling price 20 days after you mailed your report to OPA. However, if within the 20-day period OPA asks you to furnish additional information you may not begin to sell and deliver at your new ceiling prices until 20 days after the day you mail the information which OPA has requested. OPA may at any time order any of your ceiling prices to be decreased if it finds that you did not calculate them correctly, or if it finds that they are based on material prices which are higher than suppliers' ceiling prices (as provided by section 4 (b)) or on labor rates which are higher than the prevailing locally established rates for labor of similar types or if for any other reason it finds that your ceiling prices are unduly out of line with the ceiling prices of other new small-volume manufacturers. OPA will notify you if it finds any errors which you have made in computing your ceiling prices which have resulted in the computation of a lower ceiling than that to which you are entitled. OPA may revoke your ceiling prices entirely if it finds that you were not eligible to fix your ceiling prices under this order.

SEC. 7. *Expiration of ceiling prices—(a).* *Certain ceiling prices based on the "cost" method.* Every ceiling price based on

the "cost" method which was not figured on the basis of at least three months actual experience in producing the article must be refigured on the basis of such experience during the third month of the article's production. In order to provide adequate time for figuring the revised ceilings, a ceiling as first reported will not expire until five months from the date on which production of the article began. (The date on which you began production of the article is the date on which you first placed materials into process for the production of the article.)

If you sell or expect to sell the article after the expiration of the five-month period, you must file a new application with the same OPA District Office on Parts I and III of OPA Form 601-2628 (2-46), stating (1) what your actual experience showed your total costs to be during the third month of the article's production and (2) a new proposed ceiling price computed under section 4 (b), using costs actually experienced instead of the costs you first reported. This report must be filed at least thirty days before the expiration date of your ceiling price as first reported.

The rules in section 6 govern when you may begin to sell at the new proposed ceiling price if it is higher than the ceiling price you first reported. If OPA disapproves your ceiling price as figured for any reason, you may continue to make sales at the price you first reported under section 4 until OPA, by order, revokes your authorization to do so or fixes a different ceiling price. If the new proposed ceiling price is lower than the ceiling you first reported, the lower price becomes your ceiling price for all sales and deliveries made after the expiration of the ceiling price you first reported.

At the time of the first invoice to a purchaser for resale which shows a price at or below the new ceiling price as refigured under this section the manufacturer must, if that price is different from his previous selling price, notify the purchaser that the price previously charged was a temporary price.

(b) *When the manufacturer delivers articles having net sales prices of more than certain stated amounts.* If a manufacturer, during a single calendar month, delivers articles which he manufactures or distributes having a total net sales price of more than \$25,000, or more than \$60,000 during any three consecutive months, then his ceiling prices previously determined under Order No. 4332 or this revision of that order, for articles of his manufacture shall expire on the thirtieth day after the end of the calendar month in which his net sales totaled more than the stated amount unless within such thirty-day period, he applies under the Fourth pricing method (§ 1499.158) of Maximum Price Regulation No. 188, for ceiling prices for his sales of the article. Such application shall be filed with the District Office of OPA which approved his prices under this order and should specifically state that he previously had established maximum prices under this order. If the manufacturer does apply for a ceiling price under the Fourth pricing method of Maximum

Price Regulation No. 188, within the thirty-day period, then he may continue to sell at the ceiling prices determined under this order until an order of the OPA under § 1499.158 of Maximum Price Regulation No. 188 has been issued fixing new ceiling prices for his sales in line with the level of ceiling prices fixed by the regulation which will apply to all of the manufacturer's sales and deliveries on and after the effective date of that order.

SEC. 8. Ceiling prices fixed by order.

(a) A manufacturer's ceiling prices computed in accordance with this order may be fixed by orders issued under this section. OPA may by order also fix ceiling prices of articles priced under this order for sales by persons other than the manufacturer which take the place of ceiling prices fixed by other orders or regulations for sales by such persons.

(b) If a purchaser for resale determines his maximum prices under section 3 (a) of the General Maximum Price Regulation by using as his cost his invoice cost, or under any other regulation which establishes ceiling prices based upon cost, he must, upon the receipt of notification from the manufacturer that the price previously charged him was a temporary price, recompute his maximum resale price under the applicable regulation using as his cost the new ceiling price of the manufacturer. This recomputed price shall apply to all sales and deliveries of those articles which he received on and after the date on which the notification is sent to him.

SEC. 9. Delegation of authority. Any Regional Administrator, and any District Director so authorized, may issue, revise, amend, or revoke orders under this order.

This revised order shall become effective on the 20th day of March 1946.

NOTE: The reporting requirements of this order have been approved by the Bureau of Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4438; Filed, Mar. 15, 1946;
4:47 p. m.]

[MPR 188, Order 4914]

SUPERIOR PAINT AND VARNISH WORKS AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, It is ordered:

(a) The maximum delivered prices for sales by any person of "Superior 365", a dry paint mixture containing D. D. T., manufactured by Superior Paint and Varnish Works, 2256 North Elston Avenue, Chicago, Illinois, shall be:

ON SALES TO (Per 25 lb. package)		
Jobbers	Dealers	Consumers
\$2.81	\$3.75	\$6.25

(b) No extra charge may be made for containers.

(c) The maximum prices established in (a) above shall be subject to discounts and allowances at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) With or prior to the first delivery of the aforesaid commodity to a jobber or dealer, the manufacturer shall furnish such jobber or dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(e) Prior to making any delivery of the aforesaid commodity after the effective date of this order the manufacturer shall mark or cause to be marked on the container the following legend:

Maximum retail price \$6.25 per 25 lb. package.

This order shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4439; Filed, Mar. 15, 1946;
4:45 p. m.]

[Administrative Notice 24]

DRY EDIBLE BEANS

NOTICE TO GROWERS OF PROPOSED MAXIMUM PRICES

Pursuant to the provisions of the Emergency Price Control Act of 1942, as amended, and Directive 101 of Office of Economic Stabilization, the Price Administrator hereby gives notice to growers of the maximum prices he proposes to establish for the unprocessed and processed dry edible beans listed in Schedule I and Schedule II below.

SCHEDULE I—UNPROCESSED DRY EDIBLE BEANS

Kind	Maximum price per cwt. of sound beans
Pea and medium white beans (navy)	\$7.10
Marrow beans (not including red marrow)	8.35
Great Northern beans	6.75
Large and small white beans (including flat small white)	7.10
White kidney beans	9.45
Red kidney beans	8.85
Yellow eye beans	7.35
Cranberry beans (other than western)	7.10
Cranberry beans (western)	7.10
Small red beans	7.10
Pink beans	7.10
Bayo beans	5.80
Blackeye beans (cow peas of the blackeye variety)	6.35
Pinto beans	6.60
Lima beans (standard)	8.60
Baby lima beans	7.35

These prices are for delivered sales at country shipping point and are computed on a sound bean basis. Sound beans shall be as defined in the United States Standards for Beans. Unprocessed dry edible beans are defined as beans which are not split or screened, assorted, hand-picked, polished, cleaned or otherwise prepared for shipment as

processed dry edible beans. For unprocessed dry edible beans produced in the State of California, the maximum price for each item is reduced by 10 cents per cwt. of sound beans.

SCHEDULE II—PROCESSED DRY EDIBLE BEANS

Pea and medium white beans (navy):	
U. S. Choice hand picked	\$7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Marrow beans (not including red marrow):	
U. S. Choice hand picked	8.85
U. S. No. 1	8.75
U. S. No. 2	8.60
U. S. No. 3 and lower	8.35
Great Northern Beans:	
U. S. Choice hand picked	7.25
U. S. No. 1	7.15
U. S. No. 2	7.00
U. S. No. 3 and lower	6.75
Large and small white beans (including flat small white):	
U. S. Choice hand picked	7.60
U. S. No. 1	7.50
Large and small white beans (including flat small white):	
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
White Kidney beans:	
U. S. Choice hand picked	9.95
U. S. No. 1	9.85
U. S. No. 2	9.70
U. S. No. 3 and lower	9.45
Red Kidney Beans:	
U. S. choice hand picked	9.35
U. S. No. 1	9.25
U. S. No. 2	9.10
U. S. No. 3 and lower	8.85
Yellow eye beans:	
U. S. choice hand picked	7.85
U. S. No. 1	7.75
U. S. No. 2	7.60
U. S. No. 3 and lower	7.35
Cranberry beans (other than western):	
U. S. choice and hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Cranberry beans (western):	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Small red beans:	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Pink beans:	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Bayo beans:	
U. S. choice hand picked	6.30
U. S. No. 1	6.20
U. S. No. 2	6.05
U. S. No. 3 and lower	5.80
Blackeye beans (Cow peas of the blackeye variety):	
U. S. choice hand picked	6.85
U. S. No. 1	6.75
U. S. No. 2	6.60
U. S. No. 3 and lower	6.35
Pinto beans:	
U. S. No. 1	7.00
U. S. No. 2	6.85
U. S. No. 3 and lower	6.60
Lima beans (standard):	
U. S. extra No. 1	9.10
U. S. No. 1	9.00
U. S. No. 2 and lower	8.85
Baby lima beans:	
U. S. extra No. 1	7.85
U. S. No. 1	7.75
U. S. No. 2 and lower	7.60

These prices are for sales f. o. b. country shipping point. For sales on a delivered

basis, the maximum price in each case is the maximum price, f. o. b. country shipping point, for the item plus the cost of transportation. Processed dry edible beans are defined as beans which are split or screened, assorted, hand picked, polished, cleaned or otherwise prepared for shipment as processed dry edible beans. For processed dry edible beans produced in the state of California the maximum price for each item is reduced by 10 cents per cwt. For goods sold in bulk or in containers supplied by the buyer, the price in each case is reduced by 15 cents per cwt.

The prices set forth in Schedule I and Schedule II will be incorporated in an amendment to Second Revised Maximum Price Regulation No. 270, and will apply to processed and unprocessed dry edible beans beginning with the 1946 crop.

Issued this 15th day of March, 1946.

Approved: March 15, 1946.

RICHARD H. FIELD,
Acting Administrator.
CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4424; Filed, Mar. 15, 1946;
4:44 p. m.]

[SO 94, Order 107]

WAR ASSETS CORPORATION

SPECIAL MAXIMUM PRICES FOR CERTAIN LADDERS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new ladders hereinafter described may be sold and delivered by the War Assets Corporation or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices per foot for the new ladders described herein shall be:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Step ladder.....	\$0.36	\$0.50	\$1.00
Single ladder.....	.24	.34	.68
Extension ladder....	.28	.39	.78

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the ladders described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each ladder before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Tagging.* Any person who sells the ladders described in paragraph (b) at retail shall attach to each ladder before sale a tag or label which plainly

states a selling price not in excess of the appropriate ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4523; Filed, Mar. 18, 1946;
11:41 a. m.]

[RMFR 136, Amdt. 2 to Order 433]

INTERNATIONAL HARVESTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 2 to Order 433 as amended under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. International Harvester Company; Docket No. 6083-136.21-611.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, it is ordered:

Order 433, as amended, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *List price.* The following applicable list price, f. o. b. factory, to which shall be applied the seller's discounts in effect on March 31, 1942, to the applicable class of purchaser:

Chassis Model No.	Description	List price f. o. b. factory
K-3	Chassis, truck, with 130" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment.....	\$810
K-3	Chassis, truck with 113" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment.....	\$810
K-3-M	Chassis, truck with 102" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment.....	\$800
K-3-M	Chassis, truck with 113" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment.....	\$800

2. Paragraph (a) (2) (i) is amended to read as follows:

(i) A charge for each item of extra, special and optional equipment which

shall not exceed the list price or established price in effect on March 31, 1942 (less the discount in effect on that date) for such equipment when sold as original equipment, except that for each of the items listed in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	List price
Cab, model HF.....	\$120.00
9'6" Metro Body when installed on Model K-3-M, 113" wheelbase....	\$683.00

3. Paragraph (b) (1) is amended to read as follows:

(1) *List price.*

Chassis Model No.	Description	List price f. o. b. factory
K-3	Chassis, truck, with 130" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment.....	\$810
K-3	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment.....	\$810
K-3-M	Chassis truck with 102" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment.....	\$800
K-3-M	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment.....	\$800

4. Paragraph (b) (2) (i) is amended to read as follows:

(i) An allowance for extra special and optional equipment which shall not exceed the allowances the reseller had in effect on March 31, 1942 for such equipment; except that for the items listed in the following schedule the respective list prices, less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	List price
Cab, Model HF.....	\$120.00
9'6" Metro Body when installed on Model K-3-M-113" wheelbase....	\$683.00

5. Paragraph (c) (1) (i) of Order 433 is amended to read as follows:

(i) The original equipment retail charges that the International Harvester Company suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment attached to the truck as original equipment; except that for each of the items in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	List price
Cab, Model HF.....	\$120.00
9'6" Metro Body when installed on Model K-3-M-113" wheelbase....	\$683.00

6. All requests not granted herein are denied.

7. This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4512; Filed, Mar. 18, 1946;
11:43 a. m.]

[MPR 580, Amdt. 3 to Order 17]

UNION UNDERWEAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 3 to Order 17. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-542.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) (2) of Order 17 is corrected by changing the retail ceiling price of Fruit of the Loom, men's nainsook unionsuits, Style No. 1500, from \$0.89 to \$1.00.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4517; Filed, Mar. 18, 1946;
11:42 a. m.]

[MPR 580, Amdt. 3 to Order 30]

COOPERS, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-590.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 30 issued on May 11, 1945 under section 13 of MPR 580 on application of Coopers, Incorporated, Kenosha, Wisconsin, is amended in the following respect:

Paragraph (a) is amended by adding the following:

Style No.	Supplier's selling price (per dozen)	Retail ceiling price (each)
1077.....	\$5.75	\$0.70
8977 NS.....	5.30	.70

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4518; Filed, Mar. 18, 1946;
11:43 a. m.]

[MPR 580, Amdt. 1 to Order 52]

HOLLYWOOD SILK MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 52. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-360.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 52, issued on application of Hollywood Silk Mills, Los Angeles 15, California, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

GIRDLES			
Brand name	Style No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
Mabs of Hollywood.....	7	\$36.00	\$5.00
	11	36.00	5.00
	363	36.00	5.00
	663	39.00	5.00
	863	48.00	7.50
	103	48.00	7.50

SWIMSUIT			
Mabs of Hollywood.....	7005	\$108.00	\$15.95
	758	108.00	15.95

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4519; Filed, Mar. 18, 1946;
11:42 a. m.]

[MPR 580, Amdt. 4 to Order 262]

C. F. RUMPP & SONS

ESTABLISHING CEILING PRICES AT RETAIL FOR CERTAIN ARTICLES

Maximum Price Regulation 580, Amdt. 4 to Order 262. Docket No. 6063-580-13-595.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 262 issued on November 20, 1945 under section 13 of Maximum Price Regulation 580 on application of C. F. Rumpp & Sons, Fifth and Cherry Streets, Philadelphia, Pennsylvania, is amended in the following respect:

1. Paragraph (a) is amended by adding the following:

BILLFOLDS		
Supplier's selling price (dozen)	Retail ceiling price (each)	
\$186.99	-----	\$31.00
\$210.99	-----	35.00
\$234.99	-----	39.00
\$242.49	-----	40.00
\$9.60 (Letter Cs.)	-----	1.50

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4520; Filed, Mar. 18, 1946;
11:43 a. m.]

[MPR 580, Order 282]

INDUSTRIAL UNDERGARMENT CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 282. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-513.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, it is ordered:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Industrial Undergarment Corporation, 350 Fifth Avenue, New York, New York, having the brand name "Star-dust" and described in the manufacturer's application dated January 23, 1946.

Article	Style No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
Ladies rayon knitted panty.....	501-502-503	\$4.50	59¢

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Industrial Undergarment Corporation must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price \$-----

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4521; Filed, Mar. 18, 1946;
11:41 a. m.]

[MPR 580, Order 283]

KLEINERT'S

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 283. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-583.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, it is ordered:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Kleinert's, 485 Fifth Avenue, New York, New York, having the brand name "Bedtimers," and described in the manufacturer's application dated February 4, 1946.

Article	Style name	Manufacturer's unadjusted selling price	Retail ceiling price
Slippers....	O. T. chenille scuff (no platform).	\$1.05	\$2.00
	O. T. cross strap chenille scuff (full platform).	1.37½	2.50
	O. T. plain vamp scuff (full platform).	1.50	2.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 10, 1946, Kleinert's must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price \$

On and after May 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article

listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4522; Filed, Mar. 18, 1946;
11:41 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 14, 1946.

Region III

Cleveland Order 37, Amendment 7, covering dry groceries in Cuyahoga county, Ohio. Filed 10:05 a. m.

Cleveland Order 28, Amendment 8, covering dry groceries in certain areas in Ohio. Filed 10:05 a. m.

Cleveland Order 39, covering in certain areas in Ohio. Filed 10:06 a. m.

Cleveland Order 5-W, Amendment 8, covering dry groceries in certain areas in Ohio. Filed 10:06 a. m.

Cleveland Order 6-W, Amendment 6, covering dry groceries. Filed 10:06 a. m.

Cleveland Order 6-W, Amendment 7, covering dry groceries in the county of Cuyahoga, Ohio. Filed 10:06 a. m.

Cleveland Order 7-W, covering dry groceries in certain areas in Ohio. Filed 10:06 a. m.

Detroit Order 10-F, (Appendix A), Amendment 16, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 10:06 a. m.

Detroit Order 10-F, (Appendix B), Amendment 17, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:07 a. m.

Detroit Order 10-F, (Appendix C), Amendment 18, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:07 a. m.

Detroit Order 9-O, Amendment 7, covering eggs in certain Designated counties in Michigan. Filed 10:07 a. m.

Detroit Order 10-O, covering eggs in Wayne county, Michigan. Filed 10:07 a. m.

Detroit Order 20-W, covering dry groceries in certain designated counties in Michigan. Filed 10:07 a. m.

Detroit Order 21-W, covering dry groceries in certain designated counties in Michigan. Filed 10:08 a. m.

Detroit Order 22-W, covering dry groceries in certain designated counties in Michigan. Filed 10:08 a. m.

Indianapolis Order 14-F, Amendment 57, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 10:08 a. m.

Indianapolis Order 15-F, Amendment 57, covering fresh fruits and vegetables in Wayne, Delaware and Allen. Filed 10:08 a. m.

Indianapolis Order 16-F, Amendment 57, covering fresh fruits and vegetables in St. Joseph county, Indiana. Filed 10:09 a. m.

Louisville Order 27, Amendment 9, covering dry groceries in Jefferson county, Kentucky and in Clark and Floyd counties, Indiana. Filed 10:03 a. m.

Louisville Order 28, Amendment 6, covering dry groceries in certain counties in Kentucky. Filed 10:03 a. m.

Louisville Order 30, Amendment 7, covering dry groceries in certain counties in Kentucky. Filed 10:03 a. m.

Louisville Order 32, Amendment 6, covering dry groceries in certain areas in Kentucky. Filed 10:03 a. m.

Louisville Order 33, Amendment 1, covering dry groceries in certain areas in Kentucky. Filed 10:03 a. m.

Louisville Order 36, covering dry groceries in certain counties in Kentucky. Filed 10:04 a. m.

Louisville Order 3-C, Amendment 10, covering poultry in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:04 a. m.

Louisville Order 4-W, Amendment 7, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:04 a. m.

Louisville Order 5-W, Amendment 6, covering dry groceries in certain counties in Kentucky. Filed 10:05 a. m.

Louisville Order 6-W, Amendment 7, covering dry groceries in certain counties in Kentucky. Filed 10:05 a. m.

Region IV

Memphis Order 11-W, Amendment 2, covering dry groceries in the Memphis area. Filed 10:11 a. m.

Region V

New Orleans Order 33-C, Amendment 11A, covering poultry. Filed 10:11 a. m.

New Orleans Order 18, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores in certain counties in Louisiana. Filed 10:09 a. m.

New Orleans Order 19, Amendment 3, covering dry groceries sold by Groups 3 and 4 stores in certain counties in Louisiana. Filed 10:09 a. m.

New Orleans Order 27, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores in certain counties in Louisiana. Filed 10:10 a. m.

New Orleans Order 28, Amendment 7, covering dry groceries sold by Groups 3 and 4 stores in certain counties in Louisiana. Filed 10:10 a. m.

New Orleans Order 28, Amendment 8, covering dry groceries sold by Groups 4A stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 29, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 30, Amendment 8, covering dry groceries sold by Groups 3 and 4 stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 30, Amendment 9, covering dry groceries sold by Groups 3A

and 4A stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 3-W, Amendment 2, covering dry groceries. Filed 10:11 a. m.

New Orleans Order 6-W, Amendment 2, covering dry groceries. Filed 10:11 a. m.

Region VII

Cheyenne Order 18-W, covering dry groceries in the Casper area. Filed 9:58 a. m.

Cheyenne Order 77, covering dry groceries in the Sheridan area. Filed 9:55 a. m.

Cheyenne Order 22-W, covering dry groceries in the Sheridan area. Filed 9:54 a. m.

Cheyenne Order 79, covering dry groceries sold by Group 4A stores in the Sweetwater and Carbon counties, area. Filed 9:58 a. m.

Cheyenne Order 21-W, covering dry groceries in the Rock Springs area. Filed 9:54 a. m.

Peoria Order 5-W, and 41, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 10:09 a. m.

Peoria Order 6-W and 42, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 10:09 a. m.

Region VIII

Arizona Order 11, Amendment 4 under Basic Order 1-B, covering dry groceries in Navajo-Hopi Indian Reservation area. Filed 9:49 a. m.

Arizona Order 19, Amendment 6, under Food Products Regulation 4, covering dry groceries in the South Central area. Filed 10:00 a. m.

Arizona Order 20, Amendment 6, under Food Products Regulation 4, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona area. Filed 10:00 a. m.

Arizona Order 21 Amendment 4, under Food Products Regulation 4, covering dry groceries in the Mohave and Southern Navajo-Apache area. Filed 10:00 a. m.

Arizona Order 22, Amendment 5, under Food Products Regulation 4, covering dry groceries in the Kingman and Central Navajo-Apache area. Filed 10:00 a. m.

Arizona Order 24, Amendment 6, covering dry groceries in the Southern Arizona area. Filed 10:00 a. m.

Arizona Order 15-W, Amendment 3, under Basic Order 2-B, covering dry groceries in the Navajo-Hopi Indian Reservation area. Filed 10:00 a. m.

Arizona Order 22-W, Amendment 6, under Basic Order 2-B, covering dry groceries in the Yuma county area. Filed 10:01 a. m.

Arizona Order 23-W, Amendment 6, under Basic Order 2-B, covering dry groceries in the South Central Arizona area. Filed 10:02 a. m.

Arizona Order 24-W, Amendment 7, under Basic Order 2-B, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona area. Filed 10:02 a. m.

Arizona Order 25-W, Amendment 5, under Basic Order 2-B, covering dry groceries in the Mohave and Southern Navajo-Apache area. Filed 10:02 a. m.

Arizona Order 26-W, Amendment 5, under Basic Order 2-B, covering dry groceries in the Kingman and Central Navajo-Apache area. Filed 10:02 a. m.

Los Angeles Order 4-F, Amendment 37, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 9:54 a. m.

Los Angeles Order L. A. 18, covering dry groceries sold by Groups 1 and 2 stores in parts of Kern county, California. Filed 9:54 a. m.

Los Angeles Order L. A. 19, covering dry groceries sold by Groups 3 and 4 stores in Kern county, California. Filed 9:55 a. m.

Los Angeles Order L. A. 20, covering dry groceries sold by Groups 1 and 2 stores in San Diego county, California. Filed 9:51 a. m.

Los Angeles Order L. A. 21, covering dry groceries sold by Groups 1 and 2 stores in Imperial county, California. Filed 9:51 a. m.

Los Angeles Order L. A. 22, covering dry groceries sold by Groups 3 and 4 stores in the San Diego and Imperial counties, California. Filed 9:51 a. m.

Phoenix Order 18, Amendment 5, covering dry groceries in all of Yuma county except the town of Salome. Filed 10:01 a. m.

Phoenix Order 20, Amendment 5, covering dry groceries in the South Central Arizona area. Filed 10:01 a. m.

Seattle Order 30, Amendment 12, covering dry groceries in certain areas in Washington. Filed 10:02 a. m.

Seattle Orders 30, Amendment 13 and 20, covering dry groceries in certain areas in Washington. Filed 10:03 a. m.

Seattle Order 34, Amendments 12 and 16, covering dry groceries in certain areas in Washington. Filed 9:58 a. m.

Seattle Order 1-W, Amendment 19, covering dry groceries in certain areas in Washington. Filed 9:59 a. m.

Nevada Order 11-F, Amendment 16-C, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 9:51 a. m.

Nevada Order 15-F, Amendment 16-C, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:51 a. m.

Nevada Orders 1-D and 2-D, Amendment 1, covering butter and cheese in the entire State of Nevada. Filed 9:51 and 9:53 a. m.

Nevada Order 5-C, Amendment 8, covering poultry in Washoe county, Nevada. Filed 9:51 a. m.

Nevada Order 7-C, Amendment 8, covering poultry in certain counties in Nevada. Filed 9:51 a. m.

Nevada Order 9-C, Amendment 8, covering poultry in Clark, Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 9:51 a. m.

Nevada Order 8-O, Amendments 10 and 13, covering eggs in certain counties in Nevada. Filed 9:53 and 9:54 a. m.

Nevada Order 10-O, Amendments 10 and 13, covering eggs in Elko, Eureka, Lincoln, and White Pine counties, Nevada. Filed 9:50 a. m.

Nevada Order 12-O, Amendments 10 and 13, covering eggs in Clark county, Nevada. Filed 9:50 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-4435; Filed, Mar. 15, 1946; 4:43 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 12, 1946.

Region I

Providence Order 3-F, Amendment 45, covering fresh fruits and vegetables in the Providence, Rhode Island Metropolitan area. Filed 10:01 a. m.

Providence Order 4-F, Amendment 17, covering fresh fruits and vegetables in Rhode Island excepting the Providence Metropolitan area and the Town of New Shoreham. Filed 10:01 a. m.

Region II

Baltimore Order 52, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:02 a. m.

Baltimore Order 53, Amendment 1, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:02 a. m.

Baltimore Order 54, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:03 a. m.

Baltimore Order 55, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 56, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 57, Amendment 1, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:04 a. m.

Baltimore Order 58, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 55, covering dry groceries in the Baltimore, Maryland area. Filed 10:03 a. m.

Baltimore Order 18-W, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:05 a. m.

Baltimore Order 18-W, covering dry groceries in the Baltimore, Maryland area. Filed 10:05 a. m.

Baltimore Order 53, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:02 a. m.

Baltimore Order 54, covering dry groceries in certain counties in Maryland. Filed 10:03 a. m.

Newark Order 8-F, Amendment 7, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 10:01 a. m.

Newark Order 9-F, Amendment 6, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:01 a. m.

Region III

Indianapolis Order 40, Amendment 9A, covering dry groceries in certain areas in Indiana. Filed 10:05 a. m.

Indianapolis Order 19-W, Amendment 8A, covering dry groceries in certain areas in Indiana. Filed 10:05 a. m.

Indianapolis Order 20-W, Amendment 8A, covering dry groceries in certain areas in Indiana. Filed 10:06 a. m.

Louisville Order 12-F, Amendment 59, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:06 a. m.

Louisville Order 17-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 19-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 25-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 26-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 27-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 26, Amendment 7, covering dry groceries in Jefferson county, Kentucky, Clark county, Indiana, Floyd county, Indiana. Filed 10:07 a. m.

Region IV

Birmingham Order 5-F, Amendment 22, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 10:00 a. m.

Birmingham Order 26-F, Amendment 21, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 10:00 a. m.

Birmingham Order 27-F, Amendment 23, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 10:00 a. m.

Birmingham Order 28-F, Amendment 21, covering fresh fruits and vegetables in Houston county, Alabama. Filed 10:00 a. m.

Birmingham Order 29-F, Amendment 20, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 10:00 a. m.

Birmingham Order 3-C, Amendment 4, covering poultry in Jefferson county, Alabama. Filed 9:57 a. m.

Birmingham Order 13-C, Amendment 3, covering poultry in Montgomery county, Alabama. Filed 9:57 a. m.

Region V

Dallas Order 30, covering dry groceries in certain counties in Texas. Filed 10:01 a. m.

Dallas Order 31, covering dry groceries in certain counties in Texas and city of Texarkana, Arkansas. Filed 10:02 a. m.

St. Louis Order 5-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:58 a. m.

Wichita Order 12-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Kansas. Filed 9:58 a. m.

Wichita Order 13-F, Amendment 17, covering fresh fruits and vegetables in

Sedgwick county, Kansas. Filed 9:58 a. m.

Wichita Order 14-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:58 a. m.

Wichita Order 15-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:58 a. m.

Wichita Order 16-F, Amendment 17, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:58 a. m.

Wichita Order 17-F, Amendment 17, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:58 a. m.

Region VI

Chicago Order 2-F, Amendment 104 and 105 covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 9:59 a. m. and 10:02 a. m.

Chicago Order 6-C, Amendments 6 and 8, and 7 covering poultry in Cook county, Illinois. Filed 9:59 and 10:02 a. m.

Chicago Order 3-O, Amendments 10 and 11, covering eggs in Cook county, Illinois. Filed 10:00 and 9:54 a. m.

Omaha Order 14-F, Amendment 6, covering fresh fruits and vegetables in the Nebraska rural area. Filed 9:59 a. m.

Omaha Orders 3-D and 4-D, covering butter and cheese in certain counties in Nebraska. Filed 9:43 a. m.

Omaha Orders 5-D and 6-D, covering butter and cheese in certain counties in Nebraska. Filed 9:43 a. m.

Twin Cities Order 16, covering dry groceries sold by Groups 3 and 4 stores in the Twin Cities area. Filed 9:59 a. m.

Twin Cities Order 3-F, Amendment 22, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:44 a. m.

Twin Cities Order 6-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 7-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 8-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 8-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:45 a. m.

Twin Cities Order 19, Amendment 1, covering dry groceries in certain areas in Minnesota. Filed 9:45 a. m.

Twin Cities Order 19, covering dry groceries in certain areas in Minnesota. Filed 9:45 a. m.

Springfield Order 24-F, covering fresh fruits and vegetables in certain areas in Illinois. Filed 9:44 a. m.

Region VII

Albuquerque Order 9-F, Amendment 21, covering fresh fruits and vegetables in the Gallup, Santa Fe, Las Vegas and Bernalillo area. Filed 9:51 a. m.

Albuquerque Order 10-F, Amendment 22, covering fresh fruits and vegetables

in certain areas in New Mexico. Filed 9:51 a. m.

Denver Order 4-F, Amendment 34, covering fresh fruits and vegetables in the Denver area. Filed 9:45 a. m.

Denver Order 5-F, Amendment 34, covering fresh fruits and vegetables in the Pueblo area. Filed 9:46 a. m.

Denver Order 6-F, Amendment 34, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 9:46 a. m.

Denver Order 7-F, Amendment 34, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 9:46 a. m.

Denver Order 8-F, Amendment 3, covering fresh fruits and vegetables in the Trinidad area. Filed 9:46 a. m.

Denver Order 82, Amendment 6C, covering dry groceries in the Denver area. Filed 9:46 a. m.

Denver Order 83, Amendment 6C, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:46 a. m.

Denver Order 85, Amendment 7C, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida area. Filed 9:46 a. m.

Denver Order 86, Amendment 6C, covering dry groceries in the Craig-Leadville area. Filed 9:47 a. m.

Denver Order 87, Amendment 4C, covering dry groceries in the Durango area. Filed 9:47 a. m.

Denver Order 88, Amendment 6C, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 9:47 a. m.

Denver Order 89, Amendment 6C, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 9:47 a. m.

Denver Order 92, Amendment 6C, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 9:47 a. m.

Denver Order 93, Amendment 5C, covering dry groceries sold by Group 4 stores in the Group 4 area No. 1. Filed 9:48 a. m.

Denver Order 94, Amendment 6C, covering dry groceries sold by Group 4 stores in the Group 4 area No. 51. Filed 9:48 a. m.

Denver Order 12-W, Amendment 9C, covering dry groceries in the Denver area. Filed 9:48 a. m.

Denver Order 13-W, Amendment 9C, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:49 a. m.

Denver Order 15-W, Amendment 7C, covering dry groceries in the Durango area. Filed 9:50 a. m.

Salt Lake City Order 14-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:54 a. m.

Salt Lake City Order 15-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:54 a. m.

Salt Lake City Order 16-F, Amendment 2, covering fresh fruits and vegetables in Rich and Daggett, Duchesne, Uintah, Grand, Wayne and San Juan county area. Filed 9:54 a. m.

Albuquerque Order 11-F and 12-F, Amendment 23, covering fresh fruits and

vegetables in certain areas in New Mexico. Filed 9:51 and 9:52 a. m.

Salt Lake City Orders 26 and 27, Amendment 3, covering dry groceries in the Salt Lake City, Ogden, and Provo area. Filed 9:54 and 9:55 a. m.

Salt Lake City Orders 28 and 29, Amendment 3, covering dry groceries in Cache, Carbon, Emery, Richfield, Cedar City, Southern Idaho, Evanston, Wyoming area. Filed 9:55 a. m.

Salt Lake City Order 30, Amendment 3, covering dry groceries in certain areas in Utah. Filed 9:55 a. m.

Salt Lake City Order 31, Amendment 3, covering dry groceries in Utah, Preston, Idaho area. Filed 9:55 a. m.

Salt Lake City Order 6-W, Amendment 2, covering dry groceries in the Salt Lake, Ogden, Provo area. Filed 9:56 a. m.

Region VIII

Nevada Order 11-F, Amendment 16B, covering fresh fruits and vegetables in the Reno and Sparks, Nevada area. Filed 9:56 a. m.

Nevada Order 15-F, Amendment 16B, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:56 a. m.

Nevada Order 5-C, Amendment 7, covering poultry in Washoe county, Nevada. Filed 9:56 a. m.

Nevada Order 7-C, Amendment 7, covering poultry in certain counties in Nevada. Filed 9:56 a. m.

Nevada Order 9-C, Amendment 7, covering poultry in Clark, Elko, Eureka, Lincoln, and White Pine counties. Filed 9:56 a. m.

Nevada Order 8-O, Amendment 12, covering eggs in certain counties in Nevada. Filed 9:56 a. m.

Nevada Order 10-O, Amendment 12, covering eggs in Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 9:56 a. m.

Nevada Order 12-O, Amendment 12, covering eggs in Clark county, Nevada. Filed 9:56 a. m.

Seattle Order 16-F, Amendment 30, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 9:57 a. m.

Seattle Order 17-F, Amendment 26, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:57 a. m.

Seattle Order 18-F, Amendment 27, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:57 a. m.

Seattle Order 19-F, Amendment 25, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 9:57 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-4173; Filed, Mar. 13, 1946;
4:34 p. m.]

[Wilmington Adopting Order 36 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SOUTHERN DELAWARE AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Wilmington District Office, it is hereby ordered:

SECTION 1. What this order covers. This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the Southern Delaware area consisting of that part of the State of Delaware south of the Chesapeake and Delaware Canal.

SEC. 3. Maximum prices. The maximum prices for the building materials covered by this order are set forth in schedule A hereto annexed and made a part of this order.

SEC. 4. Discounts, allowances and terms of sale. All prices listed in schedule A are delivered prices within a radius of twenty miles from the seller's yard or warehouse. All customary allowances, discounts and differentials must be preserved.

SEC. 5. Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations. As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price

Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. Records and sales slips. The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 18, 1946.

Issued this 11th day of March 1946.

CHARLES W. HARDESTY,
District Director.

SCHEDULE A

Item	Maximum delivered prices
Plaster, hard wall.....	\$1.00 (bag 100 lb.). \$20.00 (ton).
Plaster, gauging.....	\$1.50 (bag 100 lb.).
Keene's cement.....	\$2.50 (bag 100 lb.).
Finishing lime.....	\$0.75 (bag 50 lb.).
Gypsum lath 3/8".....	\$0.03 (sq. ft.).
Metal lath 2.2 lb. painted diamond mesh.....	\$0.03 (sq. ft.).
Metal lath corner bead—expanded type.....	\$0.03 (sq. ft.).
Portland cement, standard (paper bags).....	\$0.80 (bag 94 lb.).
Mason's hydrated lime.....	\$0.50 (bag 50 lb.).
Masonry mortar (paper sacks).....	\$0.70 (bag 70 lb.).
Fire brick—9" straight, first quality.....	\$0.10 (each).
Fire clay (100 lb. bags).....	\$1.50 (bag 100 lb.).
Clay drain tile—4".....	\$0.09 (ft.).
Clay drain tile—6".....	\$0.15 (ft.).
Vitrified clay sewer pipe—4".....	\$0.18 (ft.).
Vitrified clay sewer pipe—6".....	\$0.27 (ft.).
Flue lining 8 1/2 x 8 1/2.....	\$0.72 (2 ft. joint).
Flue lining 8 1/2 x 13.....	\$1.08 (2 ft. joint).
Flue lining 13 x 13.....	\$1.35 (2 ft. joint).
Gypsum wallboard—3/8".....	\$0.04 (sq. ft.).
Gypsum sheathing 1/2".....	\$0.05 (ft.).
Asphalt roofing 90 lb. mineral surface.....	\$2.50 (roll).
Asphalt or tarred felt—15 lb.....	\$2.50 (roll).
Asphalt or tarred felt—30 lb.....	\$6.50 (sq.).
Asphalt shingles 210 lb. (3 in 1) thick butt.....	\$0.05 (sq. ft.).
Fibre insulation board 1/2" st'd. lath & board.....	\$0.06 1/4 (sq. ft.).
Fibre insulation board 2 1/2" st'd. asphalt sheathing.....	\$7.75 (sq.).
Asbestos cement siding 12 x 24 or 27" st'd. colors.....	\$9.00 (sq.).
Asbestos cement roofing shingles economy cut.....	\$0.10 (sq. ft.).
Hard density synthetic fibre board tempered (st'd. size).....	\$0.05 1/4 (sq. ft.).
Thermal insulation—blankets (paper backed) thick.....	\$1.25 (bag 35-40 lb.).
Thermal insulation, loose in bags (plain).....	\$0.06 1/4 (sq. ft.).
Thermal insulation—batts (paper backed) full thick.....	

[F. R. Doc. 46-4268; Filed, Mar. 14, 1946;
1:59 p. m.]

[Baltimore Adopting Order 32 Under Basic Order 1 Under Gen. Order 68]

**BUILDING AND CONSTRUCTION MATERIALS IN
HAGERSTOWN, MD., AREA**

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, it is hereby ordered:

SECTION 1. What this order covers. This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials." All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect, the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the Hagerstown area consisting of the counties of Washington, Frederick, and Carroll, all in the state of Maryland.

SEC. 3. Maximum prices. The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. Discounts, allowances and terms of sale. All prices listed in Schedule A are delivered prices. Terms of sale to purchasers for resale on an installed basis are 2% discount for cash within ten days. Any other customary allowances, discounts and differentials must be preserved.

SEC. 5. Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations. As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other

applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. Records and sales slips. The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on

any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator, or the District Director.

This order shall become effective March 8, 1946.

Issued this 4th day of March 1946.

LEO. H. McCORMICK,
District Director.

SCHEDULE A

Item	Delivered maximum prices to purchasers for resale on an installed basis (this includes contractors)	Delivered maximum prices to ultimate users (this includes consumers)
Plaster, hard wall.....	\$18.40 (ton).....	\$1.10 (bag 100 lb.).
Plaster, gauging.....	\$2.50 (100 lb.).....	\$2.50 (100 lb.).
Keene's cement.....	\$2.50 (100 lb.).....	\$0.03 (lb.).
Finishing lime.....	\$22.00 (ton).....	\$2.50 (100 lb.).
Gypsum lath 3/8".....	\$28.00 (M sq. ft.).....	\$0.03 (lb.).
Metal lath 2.5 lb. diamond mesh.....	\$0.24 1/2 (sq. yd.).....	\$0.75 (50 lb.).
Metal lath 3.4 lb. diamond mesh.....	\$0.30 (sq. yd.).....	\$32.00 (M sq. ft.).
Metal lath corner bead, expanded type.....	\$0.05 1/2 (lin. ft.).....	\$0.26 (sq. yd.).
Portland cement.....	\$2.90 (bbl. 4 bags).....	\$0.30 (sq. yd.).
Masonry mortar.....	\$2.40 (bbl. 4 bags).....	\$0.05 1/2 (lin. ft.).
Mason's hydrated lime.....	\$0.40 (50 lb.).....	\$0.80 (bag 94 lb.).
Waterproof cement, gray.....	\$3.50 (bbl.).....	\$0.70 (bag 65 or 70 lb.).
Fire brick 9" straight.....	\$80.00 (per M).....	\$0.50 (50 lb.).
Fire clay (100 lb. bags).....	\$1.10 (100 lb.).....	\$0.87 1/2 (100 lb.).
Clay drain tile—3".....	\$0.06 1/2 (lin. ft.).....	\$85.00 (per M).
Clay drain tile—4".....	\$0.08 (lin. ft.).....	\$1.50 (100 lb.).
Vitrified clay sewer pipe—4".....	\$0.1775 (lin. ft.).....	\$0.06 1/2 (lin. ft.).
Vitrified clay sewer pipe—6".....	\$0.26 1/2 (lin. ft.).....	\$0.08 (lin. ft.).
Flue lining 9 x 9.....	\$0.35 (lin. ft.).....	\$0.1775 (lin. ft.).
Flue lining 9 x 13.....	\$0.53 (lin. ft.).....	\$0.26 1/2 (lin. ft.).
Flue lining 13 x 13.....	\$0.68 (ft.).....	\$0.35 (lin. ft.).
Gypsum wallboard 3/8".....	\$40.00 (per M).....	\$0.53 (lin. ft.).
Asphalt roofing 90 lb.....	\$2.40 (roll).....	\$0.68 (ft.).
Asphalt or tarred felt 15 lb.....	\$2.50 (roll).....	\$40.00 (per M).
Asphalt or tarred felt 30 lb.....	\$2.50 (roll).....	\$2.40 (roll).
Asphalt shingles 210 lbs. (3 in 1).....	\$6.00 (sq.).....	\$2.50 (roll).
Fibre insulation board, 1/2" st'd.....	\$52.25 (M sq. ft.).....	\$2.50 (roll).
Fibre insulation 2 1/2".....	\$60.00 (M sq. ft.).....	\$6.00 (sq.).
Asbestos cement siding 12 x 24 or 27" standard colors.....	\$7.50 (sq.).....	\$55.00 (M sq. ft.).
Thermal insulation-batts (paper backed) full-thick.....	\$7.50 (M sq. ft.).....	\$60.00 (M sq. ft.).
		\$7.50 (sq.).
		\$60.00 (M sq. ft.).

[F. R. Doc. 46-4286; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region IV Order G-1 Under Gen. Order 68]

**SOFTWOOD PLYWOOD IN TENNESSEE AND
MISSISSIPPI**

Order No. G-1 issued pursuant to General Order No. 68, Maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-1.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. What this order covers. This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described:

That portion of Region IV to which the carload freight rate from Seattle, Washington, 75 1/2¢ per cwt., i. e.: Obion, Dyer, Lauderdale, Tipton and Shelby counties in Tennessee, and DeSoto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Claiborne, Jefferson, Adams, Franklin, Wilkinson and Amite counties in Mississippi.

SEC. 2. Definition of retail sales. For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to

the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13 are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I-A, I-B, II-A and II-B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I-A, I-B, II-A, and II-B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item

sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of the buyer.
- (2) Date of transaction.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by Class I retailers located in that portion of the State of Tennessee lying in Obion, Dyer, Lauderdale, Tipton and Shelby Counties; that portion of the State of Mississippi lying in De Soto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Claiborne, Jefferson, Adams, Franklin, Wilkinson and Amite Counties. (75¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square feet—prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 9]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3-ply	\$0.0534	\$0.08	\$0.0614	\$0.0814	\$0.0814	\$0.08	
3/8", 3-ply	.0734		.0814	.11	.1034	.1014	\$0.0614
1/2", 5-ply	.1014	.1334	.1114	.1534	.1514	.1514	.0814
5/8", 5-ply	.1534	.1834	.1814	.2134	.2114	.2114	.1014
3/4", 5-ply		.1714	.1514				

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For Plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1/4¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2 1/4¢ per square foot, for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades) with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3-ply	5-ply
Toxic glue lines	1/4¢	3/4¢
All other special gluing specifications (with or without toxic)	1/4¢	1 1/4¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 9]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$52.20	\$72.75	\$59.55	\$79.35	\$76.40	\$73.45	
3/8", 3 ply	71.05		79.20	101.15	98.20	95.25	\$58.60
1/2", 5 ply	95.75	127.40	106.25	144.85	141.95	139.00	77.60
5/8", 5 ply		144.35	125.55	170.75	167.80	164.85	95.60
3/4", 5 ply		161.40	143.20	200.55	197.60	194.65	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.65 per 1,000 square feet; for widths 24" and under, deduct \$4.00 per 1,000 square feet.

2 For Plypanel sound 1 side, deduct \$3.70 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$7.75 per 1,000 square feet; for lengths over 9' through 10', add \$11.75 per 1,000 square feet; for lengths over 10' through 11', add \$19.45 per 1,000 square feet; for lengths over 11' through 12', add \$23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$11.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.45 per 1,000 square feet.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	5 ply
Toxic glue lines	\$4.00	\$8.00
All other special gluing specifications (with or without toxic)	7.35	14.65

ALEXANDER HARRIS,
Regional Administrator.

- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G-1 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by Class II retailers located in that portion of the State of Tennessee lying in Obion, Dyer, Lauderdale, Tipton and Shelby Counties; that portion of the State of Mississippi lying in DeSoto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Calhoun, Jefferson, Adams, Franklin, Wilkinson and Amite Counties. (75% carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants of jobbers]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 4	Ply-panel, sound 2 sides 2	Exterior grades 2			Plyscord (sheathing, rough 6
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply.....	\$0.06	\$0.08 1/2	\$0.07	\$0.09 1/4	\$0.09	\$0.08 1/2	
3/8", 3 ply.....	.08 1/4		.09 1/4	.11 3/4	.11 1/2	.11	\$0.06 3/4
1/2", 5 ply.....	.11	.14 3/4	.12 3/4	.16 3/4	.16 1/2	.14 3/4	.09
5/8", 5 ply.....		.16 3/4	.14 3/4	.19 3/4	.19 1/2	.16 3/4	.11
3/4", 5 ply.....		.18 3/4	.16 3/4	.23 3/4	.23	.22 3/4	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 3/4¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2 1/4¢ per square foot; for lengths over 11' through 12', add 2 3/4¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/2¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/4" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
Toxic glue lines.....	5 ply	5 ply
All other special gluing specifications (with or without toxic).....	1¢	1 1/4¢
	3/4¢	1 1/4¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 2	Ply-panel, sound 2 sides 2	Exterior grades 2			Plyscord (sheathing, rough 6
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply.....	\$56.75	\$79.10	\$64.75	\$86.25	\$83.10	\$79.90	
3/8", 3 ply.....	77.30		86.15	110.00	106.80	103.60	\$63.75
1/2", 5 ply.....	104.15	138.55	115.60	157.55	154.35	151.20	84.40
5/8", 5 ply.....		156.95	136.50	185.65	182.45	179.30	103.95
3/4", 5 ply.....		175.55	155.75	218.10	214.90	211.70	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.90 per 1,000 square feet; for widths 24" and under, deduct \$4.35 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$4.00 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$3.40 per 1,000 square feet; for lengths over 9' through 10', add \$12.75 per 1,000 square feet; for lengths over 10' through 11', add \$21.15 per 1,000 square feet; for lengths over 11' through 12', add \$25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$12.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.60 per 1,000 square feet.

6 Plyscord, 1/4" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
Toxic glue lines.....	5 ply	5 ply
All other special gluing specifications (with or without toxic).....	\$4.35	\$8.70
	7.95	16.95

[F. R. Doc. 46-4254; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region V Order G-27 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN RAPIDES PARISH, LA.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *Transactions covered by this order.* This order covers sales of mineral wool insulation on an installed basis in existing structures. All items of incidental construction work as defined below remain covered by Revised Maximum Price Regulation 251.

"Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

"Existing structures" means completed structures whether occupied or unoccupied, and includes ordinary changes, improvements, remodeling and additions.

"On an installed basis" means a transaction in which the seller furnishes mineral wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section (d) of this order.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7, and 8 of Revised MPR 251, except as otherwise provided in this order, with respect to sales of mineral wool insulation on an installed basis and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised MPR 251, together with all amendments that have been or hereafter may be issued.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, at prices higher than the maximum prices established by this order.

(c) *Geographical applicability.* This order shall apply to all sales of installed mineral wool in structures located in the area comprising Rapides Parish, Louisiana.

(d) *Maximum prices.* The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. For each inch of thickness under 4 inches the seller shall deduct 1¢ per inch per square foot. A 3/8-inch tolerance may be allowed without change in maximum price.

The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is \$40 or

less, the seller may add \$10 to such charge.

Where sales of installed home insulation are outside the corporate limits of Alexandria, Louisiana, but within Rapides Parish, the seller shall be authorized to add 1¢ per square foot to the maximum prices listed in Table I. All sales within the corporate limits of Alexandria, Louisiana must be at prices set out in Table I.

TABLE I—MAXIMUM PRICES

FLAT AREAS	
Exposed ceilings	Price per sq. ft. (4" thickness basis)
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1.....	\$0.13
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling, open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over. Price does not include opening and closing for areas under 500 square feet.) Drawing 2.....	.13
Covered ceilings	
(Prices include cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible. No roof opening necessary. Drawing 9.....	\$0.13
4. Open attics with finished single floors. Drawing 4.....	.15
5. Open attics with finished double floors. Drawing 5.....	.16
Flat ceilings in closed spaces	
(Prices do not include cost of opening and closing)	
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6.....	\$0.13
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7.....	.13
8. Flat built up roof types including row house construction and commercial buildings. (Plus cost of opening.) Drawings 2 and 8.....	.13
9. Flat roof decks covered with tin, copper or canvas. (Plus cost of opening.) Drawing 9.....	.15
10. Overhang. Drawing 10.....	.13
11. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary.....	.13
(b) Where retainer material is necessary.....	.18
12. Bay Window. Drawing 12:	
(a) Top.....	.13
(b) Bottom.....	.18
Floors	
(Prices include cost of opening and closing)	
13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13.....	\$0.18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14.....	.19

TABLE I—MAXIMUM PRICES—Continued

FLAT AREAS—continued	
Floor over unexcavated areas	
(Prices do not include cost of retaining materials)	
	Price per sq. ft. (4" thickness basis)
15. Batts and blankets. Drawing 15.....	\$0.18
16. 4" fill over retaining material and lath retaining surface. Drawing 16.....	.16
SLOPING AREAS	
17. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17.....	\$0.17
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Price does not include cost of opening and closing.) Drawing 18.....	.15
19. Open rafters and slopes. Insulation held in place by retaining material. (Price includes cost of retainer material, if used.) Drawing 19.....	.20
Knee walls and partitions	
20. Interior plastered walls where no decoration is necessary except plaster patching. (Price includes opening and closing.) Drawing 20.....	\$0.23
21. Knee walls adjacent to slopes and easily accessible, no openings required. (Price includes cost of retaining material.) Drawing 21.....	.18
22. Knee walls not accessible, requiring retaining material. (Price includes cost of retaining material but does not include opening and closing.) Drawing 22.....	.20
23. Stairwells. (Prices include opening and closing.) Drawing 23:	
(a) Soffits.....	.23
(b) Walls (Measurement of walls may be taken as rectangle from floor to ceiling).....	.23
Exterior walls	
(Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles.....	\$0.18
(b) Wood clapboard.....	.18
(c) Brick or stone veneer.....	.23
(d) Stucco.....	.23
(e) Asbestos-cement shingles.....	.20
(f) Insulated brick, Drawings 24 and 30.....	.21
25 and 26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingles.....	.18
(b) Wood clapboard.....	.18
(c) Brick or stone veneer.....	.23
(d) Stucco.....	.23
(e) Asbestos-cement shingles.....	.20
(f) Insulated brick. Drawings 25, 26 and 27.....	.19
27. Gable and end walls without inner finish, requiring standard retaining material. (Price includes cost of retaining material.) Drawings 25, 26 and 27.....	.18
28. Dormer cheeks and faces with inner finish. Drawings 28 and 29.	
(a) Wood or asphalt shingles.....	.18
(b) Wood clapboard.....	.18
(c) Brick or stone veneer.....	.23
(d) Stucco.....	.23
(e) Asbestos-cement.....	.20
(f) Insulated brick.....	.20
29. Dormer cheeks and faces without inner finish, requiring retaining material. (Prices include cost of retaining material.) Drawings 28 and 29.....	.23

TABLE I—MAXIMUM PRICES—Continued

SLOPING AREAS—continued	
Miscellaneous	Per unit
Louvres.....	\$10.00
Insulation of scuttle covers.....	included in sq. ft. area
Insulation of doors.....	\$7.50
Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.	
The above prices shall be cash prices. If the seller customarily made an extra charge for credit during his base period, he may now make this charge so long as his charge is no higher than the base period charge.	
(e) Measurements. It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken overall, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clean span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.	
In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.	
(f) Maximum prices for special insulation and related work and incidental construction. The maximum prices that may be charged by sellers for special insulation and related work and incidental construction work for which no separate dollars-and-cents price has been set out in Table I of this order shall be the maximum prices established in accordance with Revised MPR 251.	
(g) Quoting a "guaranteed price." The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount: <i>Provided, however</i> , That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice or statement a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Order G-27 under RMPR 251."	

(h) *Records and invoices.* Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall: (1) Preserve records showing the information given in compliance with subparagraphs (i) to (vi) of this section. (2) Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document showing:

- (i) The date on which the installation was completed.
- (ii) The name and address of the seller and buyer.
- (iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.
- (iv) The price charged for each separate category exactly as stated in Table I including category number and drawing number.
- (v) The terms of sale.
- (vi) A statement shown separately on the invoice of any special insulation and related work and incidental construction work.

Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

(i) *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This Order No. G-27 shall become effective March 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 21st day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4270; Filed, Mar. 14, 1946; 2:01 p. m.]

[Region V Order G-32 Under RMPR 251]

INSTALLED SIDING IN OUACHITA PARISH, LA.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administration of Region V of the Office of Price Administration by section 9 of Revised Price Regulation No. 251, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the sale of specified siding, when sold on an installed basis in the area comprising Ouachita Parish, Louisiana.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* Sellers subject to this order may not use the pricing provisions set forth in sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251. Except where the provisions of this order are inconsistent therewith, the other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect with respect to the sales of installed siding covered by this order.

(c) *Maximum price.* The maximum price which any seller subject to this

order may charge for the following material when sold on an installed basis according to manufacturer's specifications is established as follows:

Maximum Price Per Square of 100 Square Feet Material Used

Item:
Asbestos cement siding, standard surface hardness, white or buff, 12" x 24" or 12" x 27"----- \$19.25

The above price includes:

(1) The cost of siding materials delivered to the site where the installation is to be performed.

(2) The cost of accessories used in the installation of the siding, which includes, but is not limited to, leveling material, backer board, felt and/or felt strips, corner beads, calking, mouldings, nails, or other necessary material.

(3) Labor costs, including Federal old-age benefits, unemployment compensation, taxes, workmen's compensation, and public liability insurance.

(4) Other job costs, including trucking, removal of rubbish, rental of scaffold or other equipment.

(5) Margin, including commissions or brokerage.

(d) *Quoting a guaranteed price.* A seller may offer to sell siding on an installed basis as covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount: *Provided, however,* That such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract, and before final payment, if requested by the purchaser, the seller must furnish the purchaser with an itemized statement showing the number of square feet and the type and unit price of each category of siding and an explanation of the amount for incidental work.

(e) *Notification to purchaser.* Every person making sales subject to this order shall certify on his invoice or sales tags that the price charged does not exceed the price permitted by this Order No. G-32 under Revised Maximum Price Regulation No. 251.

(f) *Application by sellers for unit prices on certain combination sales.* For any combination or types of installed siding which cannot be priced according to the above schedule of specific price and permitted increase, a price may be determined in accordance with the provisions of section 6 (a) of Revised Maximum Price Regulation No. 251, if possible, or an application for determination of a price may be made in writing to the Office of Price Administration at the District Office of the district wherein the seller is located. The Regional Administrator will authorize a pricing method either by letter or by amendment to this order.

(g) Every person making sales subject to this order shall keep and maintain records concerning each such sale as to the name and address of the purchaser, the location of the job, a description of the installed siding, the number of squares and the price per square.

(h) *Evasion.* Any practice or device which results in a higher price to the purchaser than is permitted by this Order No. G-32 is as much a violation as an

outright over-selling charge and subjects the seller to the penalties provided by section 16 of Revised Maximum Price Regulation No. 251.

This order may be revised, amended, or revoked, either by the Regional Administrator or the Price Administrator at any time.

This Order No. G-32 shall become effective the 13th day of March 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 26th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4279; Filed, Mar. 14, 1946; 2:04 p. m.]

[Region IV Order G-2 Under Gen. Order 68]

SOFTWOOD PLYWOOD IN MISSISSIPPI AND TENNESSEE

Order No. G-2 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-2.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 79¢ per CWT., i. e.: Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, Leflore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attalla, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock in Mississippi, and Fayette, Hardeman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Stewart and Montgomery counties in Tennessee.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I-A, I-B, II-A and II-B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I-A, I-B, II-A and II-B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of the buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-2 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the State of Mississippi lying in the counties of Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, LeFlore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attala, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock; that portion of the State of Tennessee lying in the Counties of Fayette, Hardeman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Stewart and Montgomery. (79¢ carload freight rate from Seattle, Wash.)

(Class I retailers are sellers who purchase plywood in carload quantities)

TABLE I-A

(For sales in quantities of less than 1,000 square feet, prices per square foot)

SANDED TWO SIDES—EXCEPT PLYSCORD

(Widths up to 48" (except plypanel 1). Lengths to 96" 4)

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$0.0534	\$0.08	\$0.0614	\$0.0834	\$0.0834	\$0.08	\$0.0614
3/8", 3 ply	.0734		.0834	.11	.1034	.1034	.0834
1/2", 5 ply	.1034	.14	.1134	.1534	.1534	.1534	.1034
5/8", 5 ply		.1534	.1334	.1834	.1834	.18	.1034
3/4", 5 ply		.1734	.1534	.22	.2134	.2134	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 3/4¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2 1/2¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	5 ply
Toxic blue lines	1/4¢	3/4¢
All other special gluing specifications (with or without toxic)	3/4¢	1 1/4¢

TABLE I-B

(For sales in quantities of 1,000 square feet or over prices. Per 1,000 square feet)

SANDED TWO SIDES—EXCEPT PLYSCORD

(Widths up to 48" (except plypanel 1). Lengths to 96" 4)

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$52.55	\$73.05	\$59.85	\$79.65	\$76.75	\$73.80	
3/8", 3 ply	71.60		79.75	101.65	98.75	95.80	\$59.15
1/2", 5 ply	96.45	128.15	107.00	145.60	142.65	139.75	78.35
5/8", 5 ply		145.20	126.40	171.60	168.65	165.75	96.45
3/4", 5 ply		162.45	144.25	201.60	198.65	195.75	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.65 per 1,000 square feet; for widths 24" and under, deduct \$4.00 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$3.70 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$7.75 per 1,000 square feet; for lengths over 9' through 10', add \$11.75 per 1,000 square feet; for lengths over 10' through 11', add \$19.45 per 1,000 square feet; for lengths over 11' through 12', add \$23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$11.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.45 per 1,000 square feet.

6 Plyscord, 1/2" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	5 ply
Toxic glue lines	\$4.00	\$8.00
All other special gluing specifications (with or without toxic)	7.35	14.65

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Mississippi lying in the counties of Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, Leflore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attala, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock; that portion of the State of Tennessee lying in the counties of Fayette, Hardman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Steward and Montgomery. (79c carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants or jobbers]

TABLE II—A

[For sales in quantities of less than 1,000 square feet prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except Plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$0.06	\$0.08 1/2	\$0.07	\$0.09 1/4	\$0.09	\$0.08 1/2	
3/8", 3 ply	.08 1/4		.09 1/4	.11 1/4	.11 1/2	.11 1/4	\$0.06 3/4
1/2", 5 ply	.11 1/4	.15	.12 1/2	.17	.16 1/2	.16 1/4	.09
3/4", 5 ply		.17	.14 1/4	.20	.19 1/2	.19 1/4	.11 1/4
1", 5 ply		.19	.16 1/4	.23 1/2	.23 1/4	.22 3/4	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1 1/2¢ per square foot; for lengths over 10' through 11', add 2 1/4¢ per square foot; for lengths over 11' through 12', add 2 3/4¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/2¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades) with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	5 ply
Toxic glue lines	1/2¢	1¢
All other special gluing specifications (with or without toxic)	3/4¢	1 1/4¢

TABLE II—B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$57.15	\$79.50	\$65.15	\$86.70	\$83.50	\$80.30	
3/8", 3 ply	77.85		86.70	110.55	107.40	104.20	\$64.30
1/2", 5 ply	104.90	139.35	116.35	158.35	155.15	151.95	72.80
3/4", 5 ply		157.90	137.45	186.60	183.40	180.25	104.90
1", 5 ply		176.70	156.90	219.25	216.05	212.85	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.90 per 1,000 square feet; for widths 24" and under, deduct \$4.35 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$4.00 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$8.40 per 1,000 square feet; for lengths over 9' through 10', add \$12.75 per 1,000 square feet; for lengths over 10' through 11', add \$21.15 per 1,000 square feet; for lengths over 11' through 12', add \$25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$12.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.60 per 1,000 square feet.

6 Plyscord, 1/2" and 3/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades) with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	5 ply
Toxic glue lines	\$4.35	\$8.70
All other special gluing specifications (with or without toxic)	7.95	16.95

[F. R. Doc. 46-4255; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region VII Order G-27 Under RMPR 251]

PAINTING, DECORATING, AND PAPERHANGING SERVICES IN SALT LAKE CITY DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration

No. 54—11

by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, herein-

after called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the Salt Lake City District.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political subdivisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paper-

hanging services as an assistant or otherwise.

SEC. 2. Geographical applicability. This Order G-27 applies only to the Salt Lake City District which includes all counties in the State of Utah, and the north 5% of Coconino County, Arizona, the north 5% of Mohave County, Arizona, and all of Franklin County, Idaho.

SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251. This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Salt Lake City District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. Maximum prices. The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in sub-section I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. Maximum labor charges. (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE 1—MAXIMUM LABOR CHARGE PER HOUR
STRAIGHT TIME

Column A Labor cost per hour	Column B Maximum labor charge per hour straight time
\$1.00 or less.....	160% of actual labor cost
\$1.01 to \$1.04.....	\$1.65
\$1.05 to \$1.09.....	1.70
\$1.10 to \$1.14.....	1.80
\$1.15 to \$1.19.....	1.90
\$1.20 to \$1.24.....	1.95
\$1.25 to \$1.29.....	2.05
\$1.30 to \$1.34.....	2.10
\$1.35 to \$1.39.....	2.20
\$1.40 to \$1.44.....	2.25
\$1.45 to \$1.49.....	2.35
\$1.50 to \$1.54.....	2.45
\$1.55 to \$1.59.....	2.50
\$1.60 to \$1.64.....	2.60
\$1.65 to \$1.69.....	2.70
\$1.70 to \$1.74.....	2.75
\$1.75 to \$1.79.....	2.85
\$1.80 to \$1.84.....	2.90
\$1.85 to \$1.89.....	3.00
\$1.90 to \$1.94.....	3.05
\$1.95 to \$1.99.....	3.15
\$2.00 or more.....	160% of actual labor cost

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day, or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees, shall charge for his services not more than the hourly rate charged by him as of the effective date of this order, but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. Maximum prices of materials and other permitted charges—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturers' label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are sub-contracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price

per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order, he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. Guaranteed price. A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. Related and incidental construction work and materials. If, on any job covered by this order, any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. Notification—(a) *Furnishing of statements.* Each seller making a sale

covered by this order shall, upon completion of the work, furnish to the purchaser, a statement and keep a copy thereof at his principal place of business, showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. Records. Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the services performed and materials used, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. Filing and reporting of maximum prices. (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within ten days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Salt Lake City District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulation for retail sales of such materials by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove, or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within twenty days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. Prohibitions against sales at higher than maximum prices. On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. Evasions. Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order, shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order, nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. Less than maximum prices. Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. Revocation or amendment. This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-27 shall become effective February 25, 1946.

Issued this 14th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-4272; Filed, Mar. 14, 1946;
2:01 p. m.]

[Region IV Order G-3 Under Gen. Order 68]
SOFTWOOD PLYWOOD IN MISSISSIPPI

Order No. G-3 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-3.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. What this order covers. This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 82¢ per CWT, i. e.: that portion of the State of Mississippi lying east of, but not including, Tippah, Union, Pontotoc, Chickasaw, Webster, Choctaw, Attalla, Leake, Scott, Smith, Covington, Lamar, Pearl River, and Hancock counties.

SEC. 2. Definition of retail sales. For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except

where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I-A, I-B, II-A and II-B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I-A, I-B, II-A and II-B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must con-

tinue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of the buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-3 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the State of Mississippi lying east of, but not including, Tiptah Union, Pontotoc, Chickasaw, Webster, Choctaw, Attalla, Leake, Scott, Smith, Covington, Lamar, Pearl River and Hancock Counties. (82¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing, rough)
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply.....	\$0.0534	\$0.08	\$0.0612	\$0.0834	\$0.0812	\$0.08	\$0.0612
3/8", 3 ply.....	.0734	.11	.0834	.11	.1034	.1012	.0812
1/2", 5 ply.....	.1012	.14	.1134	.16	.1512	.1512	.1012
5/8", 5 ply.....	.1512	.1834	.1534	.1834	.1812	.18	.1512
3/4", 5 ply.....	.1734	.2134	.1634	.22	.2134	.2112	.1634

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 3/4¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2 1/2¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	5 ply
Toxic glue lines.....	1/4¢	3/4¢
All other special gluing specifications (with or without toxic).....	3/4¢	1 1/2¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing, rough)
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply.....	\$52.85	\$73.40	\$60.20	\$80.00	\$77.05	\$74.15
3/8", 3 ply.....	72.05	80.20	80.20	102.15	99.20	96.25	\$59.60
1/2", 5 ply.....	97.15	128.80	107.65	146.25	143.35	140.40	79.00
5/8", 5 ply.....	145.95	127.15	172.35	169.40	166.45	166.45	97.20
3/4", 5 ply.....	163.40	145.20	202.55	199.60	196.65	196.65

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.65 per 1,000 square feet; for widths 24" and under, deduct \$4.00 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$3.70 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$7.75 per 1,000 square feet; for lengths over 9' through 10', add \$11.75 per 1,000 square feet; for lengths over 10' through 11', add \$19.45 per 1,000 square feet; for lengths over 11' through 12', add \$23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$11.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.45 per 1,000 square feet.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	5 ply
Toxic glue lines.....	\$4.00	\$8.00
All other special gluing specifications (with or without toxic).....	7.35	14.65

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the state of Mississippi lying east of, but not including, Tippah, Union, Pontotoc, Chickasaw, Webster, Choctaw, Attala, Leake, Scott, Smith, Covington, Lamar, Pearl River and Hancock Counties. (82¢ carload freight rate from Seattle, Wash.)

[Class II Retailers are sellers who purchase plywood only from distribution plants of jobbers]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 6
				Sound 2 sides	Industrial	Sound 1 side	
3/4", 3 ply	\$0.06 1/4	\$0.08 1/2	\$0.07	\$0.09 1/4	\$0.09	\$0.08 1/2	
3/4", 3 ply	.08 3/4		.09 1/4	.11 1/4	.11 1/2	.11 3/4	\$0.07
1 1/2", 5 ply	.11 3/4	.15	.12 1/2	.17	.16 3/4	.16 3/4	.09 1/4
1 1/2", 5 ply		.17	.14 3/4	.20	.19 1/2	.19 3/4	.11 3/4
3/4", 5 ply		.19	.16 3/4	.23 1/2	.23 1/4	.22 3/4	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2 1/4¢ per square foot; for lengths over 11' through 12', add 2 3/4¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/2¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	5 ply
Toxic glue lines	1/2¢	1
All other special gluing specifications (with or without toxic)	3/4¢	1 1/4¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 6
				Sound 2 sides	Industrial	Sound 1 side	
3/4", 3 ply	\$57.50	\$79.85	\$65.50	\$87.05	\$83.85	\$80.65	
3/4", 3 ply	78.40		87.20	111.10	107.90	104.70	\$64.80
1 1/2", 5 ply	105.60	140.05	117.05	159.05	155.85	152.65	85.90
1 1/2", 5 ply		158.70	138.30	187.45	184.25	181.05	105.70
3/4", 5 ply		177.70	157.90	220.25	217.05	213.85	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.90 per 1,000 square feet; for widths 24" and under, deduct \$4.35 per 1,000 square feet.

2 For Plypanel sound 1 side, deduct \$4.00 per 1,000 square feet.

3 Prices for exterior grades depend on thickness.

4 For lengths over 8' through 9', add \$8.40 per 1,000 square feet; for lengths over 9' through 10', add \$12.75 per 1,000 square feet; for lengths over 10' through 11', add \$21.15 per 1,000 square feet; for lengths over 11' through 12', add \$25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$12.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.60 per 1,000 square feet.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	5 ply
Toxic glue lines	\$4.35	\$8.70
All other special gluing specifications (with or without toxic)	7.95	16.95

[F. R. Doc. 46-4256; Filed, Mar. 14, 1946; 1:55 p. m.]

[Region VIII Order G-17 Under RMPR 251]

PLUMBING AND HEATING SERVICES IN EASTERN WASHINGTON AND NORTHERN IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for all "plumbing and heating services" in the following areas:

In the State of Idaho. The Counties of Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone.

In the State of Washington. The Counties of Adams, Asotin, Benton, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Lincoln, Pend

Orellle, Spokane, Stevens, Walla Walla, and Whitman, and that portion of Okanogan County lying south of a line extending north 45 degrees east from the most northerly point of Douglas County.

(b) *Maximum price for jobs selling for not more than \$200.00:* The maximum price of "plumbing and heating services" in the areas described above is the sum of a charge for labor, a charge for the materials used, and such other charges as may be permitted by this order. The maximum charge for labor shall be the sum of the separate charges determined by multiplying the number of hours of labor performed in each such category by the maximum hourly rate applicable to that category, as provided by paragraph (b) (1). The maximum price of the materials used shall be determined as is provided by paragraph (b) (2).

(1) *Maximum labor charge.* (i) *The maximum hourly rate* shall be either the rate in Column A or the "labor cost" per hour multiplied by the percentage in Column B, rounded to the nearest 5 cents, whichever is lower:

	Column A	Column B
Journeyman plumber	\$2.50	Percent 155
Apprentice plumber, semiskilled and common labor	1.50	150

(ii) *Measurement of hours.* The number of hours to be charged against any job is to be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job if he proceeds to another job, or until he returns to the shop if he proceeds there directly. For any job extending into more than one day, time in transit to or from the job may be charged only once each day. The hours for which charges are made shall not exceed those shown on the seller's payroll records nor those shown on any records or invoices which this order may require the seller to prepare or keep.

(iii) *Overtime work* may be charged for at 1 1/2 times the stated rate, except that overtime may be charged at two times the stated rate whenever sellers are required by union contract to pay labor at such doubled rate, but an overtime rate may be charged only if overtime work is performed at the customer's request and only if the employee (if any) is paid on an overtime basis, and only if the work is performed on Saturday, Sunday, a legal holiday, or after the performance of a standard day's work on a given day and before 8:00 a. m. of the following day. A standard day's work shall consist of eight hours unless otherwise stipulated in a contract between labor union and seller.

(iv) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the rate of one hour.

(v) *Outside sewer stoppage removal.* A minimum charge not exceeding \$5.00 may be made for outside sewer stoppage removal. If, because of employment of power driven equipment, maximum hourly rates were in effect during March 1942 which are higher than the rates

otherwise provided herein, and records are available to substantiate such rates, then the same rates may be continued for this type of work.

(vi) A journeyman plumber doing his own work shall take as his labor cost the labor cost applicable to journeyman plumbers in the area.

(2) *Materials.* (i) The maximum price of any new material shall be the lower of the following:

(a) The highest price charged for such material by the seller during March 1942.

(b) The price published as of the date of issuance of this order, in Moore's Price Service, published by Moore's Price Service, Inc., Lloyd Building, Seattle 1, Washington.

(ii) The maximum price of any used materials or any new materials which cannot be priced as provided above, shall be the seller's maximum price determined under the appropriate maximum price regulation, but not exceeding the seller's cost plus 33 1/3%.

(3) *Other charges.*—(i) *Cartage.* Necessary cartage of tools and materials may be charged for at not more than 40 cents per round trip. Not more than three trips per day may be charged against any one job.

(ii) *Mileage.* For necessary travel to and from a job when the work is performed at a place more than 15 miles from the seller's nearest place of business, as measured along the most direct customary route, mileage may be charged at the rate of 5 cents per mile per day per job (both ways), but only for the excess over such distance.

(iii) *Out of town expenses.* A seller may be reimbursed for expenses incurred by him for employees required to remain out of town for the purposes of the job, but not in excess of \$5.00 per day per employee.

(iv) *Authorization by customer.* The above items must be explained to and authorized by the customer prior to starting the work and invoiced properly as a separate item.

(v) If the equipment or materials to be transported are of such size or volume as to require the use of a transfer company, only the charge actually paid may be passed on to the consumer. Such charge shall be no higher than the charge resulting from use of lowest available common carrier rates.

(c) *Jobs selling for more than \$200.00.*

(1) For jobs selling for more than \$200.00 the maximum price shall be the maximum price determined under section 7 (a) of Revised Maximum Price Regulation No. 251, except as herein-after provided. When determining a price under section 7 (a) for the purposes of this order, the seller shall use the sum of his labor costs, material costs, and other direct costs, and a margin not exceeding the following:

Total labor, material, and other direct costs	
	Margin (percent)
For the first \$500.00 in costs.....	25
For the next \$500.00 in costs.....	20
For costs over \$1,000.00.....	15

Provided, That for sellers in business in March 1942, the margin shall not ex-

ceed the margin used in the most comparable job in the period January 1, 1939, to March 31, 1942.

(2) *"Other direct costs"* include only the following: (i) The cost of workmen's compensation insurance, social security tax, unemployment compensation tax, building permits and fees, and rentals of special equipment, the rentals to be charged at the base rental rate but not exceeding their maximum prices under any regulation or order.

(ii) The cost of subcontracts entered into by the seller involving services and/or materials incidental or supplemental to the main contract, if the subcontract has been figured in accordance with the provisions of the applicable regulation or order: *Provided, however,* That the margin applicable to the cost of such subcontract shall be not more than 10%.

(3) Administrative and overhead costs and selling expense are not to be included in direct costs.

(d) *Estimates.* Where work is performed on a cost-plus job on the basis of an estimate submitted by the seller, the total charge for such work shall not exceed the estimated price by more than 15%, except to the extent permitted by paragraph (e), relating to extra work.

(e) *Extra work.* Any changes in plans or specifications made at the request of the customer involving an increase in the cost of the work covered by the original estimate shall be charged for under the terms of paragraph (c): *Provided, however,* That the margin used shall not exceed 15%.

(f) *Lump-sum contracts.* Where a seller offers to supply services of the kind covered by this order on the basis of a lump-sum contract, the seller agreeing to charge a fixed price, such price may exceed the maximum price computed in accordance with the terms of paragraph (c) of this order but not by more than 10%. With respect to such job the seller shall keep records as required by other paragraphs of this order, these records to be available for inspection by the Office of Price Administration.

(g) *Definitions.* (1) "Plumbing and heating services" means plumbing installation, repair and maintenance services, the sale of installed plumbing materials, and the installation of oil burners, feed lines, and automatic sprinklers. "Plumbing" means gas, water, and steam distribution or waste removal systems.

(2) "Labor cost" means the wage rates per hour in effect on October 3, 1942, or wage rates which have been established by proper agencies, but not in excess of the wage rate actually paid.

(h) *Scope of this order.* (1) The maximum prices established by this order include all expenses, and no additional charge shall be made for any other cost or incidental service.

(2) *Lower prices* than the maximum prices established by this order may be charged, demanded, offered, or paid.

(i) *Records and invoices.* Every person making sales subject to paragraphs (b) and (c) of this order shall furnish each customer an invoice or sales slip on which he has certified that the price

charged does not exceed the price permitted by this Order No. G-17 and showing the time spent by each classification of employee on the job, the rate charged for each such classification, the materials for which charges are made and their quantities and charges therefor, the names and addresses of the buyer and seller, the location of the job and the date of its completion, and an itemization of any other charges (such as for mileage or "other direct costs" authorized by this order. Such seller shall also keep records showing the same information and, in addition, the itemized cost of the labor and materials involved. These records and duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. No charge may be made for any item for which a seller fails to issue the invoices or keep the records required by this order.

(j) *Relation of this order to Revised Maximum Price Regulation No. 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. Except to the extent they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall apply to sales covered by this order. As to such sales it also supersedes any other order issued under section 9 of Revised Maximum Price Regulation No. 251.

(k) This order may be amended, corrected, or revoked at any time.

This order shall become effective February 15, 1946.

Issued this 15th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4258; Filed, Mar. 14, 1946; 1:56 p. m.]

[Region V Order G-23 Under RMPR 251,
Amdt. 1]

INSTALLED MINERAL WOOL INSULATION IN
PULASKI COUNTY, ARK.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered that section (h) of Order No. G-23 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements.*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G-23 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E. O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February, 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4269; Filed, Mar. 14, 1946;
2:00 p. m.]

[Region I Order G-13 Under RMPR 122,
Amdt. 4]

SOLID FUELS IN LYNN-SALEM, MASS.,
AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-13, under Revised Maximum Price regulation No. 122, is hereby amended in the following respects:

1. Subparagraph (d) (1) is redesignated subparagraph (d) (2).
2. Subparagraph (d) (2) is redesignated subparagraph (d) (3).
3. A new provision is inserted as subparagraph (d) (1) to read as follows:

(d) *Maximum prices for coke—(1) Explanation of kinds of coke for which specific prices are established.* (a) The maximum prices established by subparagraphs (d) (2), (d) (3) and (d) (4) shall apply only to coke produced by the following producers:

(i) New England Coke Company, or its affiliated producing company, at their plant located in Everett, Mass.

(ii) Malden & Melrose Gas Light Company, Malden, Mass.

(iii) Lynn Gas & Electric Company, Lynn, Mass.

(b) The maximum prices established by subparagraph (d) (5) shall apply only to "specified cokes," meaning the following:

(i) Beehive oven coke, which means all coke made in beehive ovens, including beehive oven coke reclaimed from dumps.

(ii) By-product coke (coke made in by-product ovens) produced in plants located in states other than New York, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut.

(iii) Retort gas coke (coke made in gas retorts) produced in plants located in states other than New York, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut.

(c) All other coke shall be priced under the appropriate provisions of Revised Maximum Price Regulation No. 122, unless and until specific prices are established by amendment of this Order G-13.

4. Subparagraphs (d) (4) and (d) (5) are added, to read as follows:

(d) *Maximum prices for coke. * * **

(4) *Price Schedule V; bagged coke and coke in one-bushel baskets.* (a) Prices (in cents per bag) for Coke in one-half bushel paper bags:

	Chestnut coke	Pea coke
Sales to dealers (including retail stores) f. o. b. buyer's trucks at dealer's yard.....	Cents 18	Cents 16
Sales to ultimate consumers at dealer's yard.....	20	18
Delivered to retail stores.....	20½	18½
Sales to ultimate consumers from dealer's truck, delivered.....	23	21
Sales at retail stores:		
Chain stores.....	24	22
Independent outlet.....	25	23

(b) (i) Prices for one-bushel baskets of bulk coke, delivered to consumer's bin or storage facilities, and including any carry that may be necessary except carries up or down flights of stairs:

	Per bushel (cents)
Chestnut coke.....	40
Pea coke.....	36

(ii) The maximum charge for any carry up or down flights of stairs shall be 5 cents per bushel per flight.

(c) Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

(5) *Price Schedule VI; maximum prices for sales of "specified cokes" bagged and in one-bushel baskets.* (a) Prices (in cents per bag) for coke in one-half bushel paper bags:

	Chestnut coke	Pea coke
Sales to dealers (including retail stores) f. o. b. buyer's trucks at dealer's yard.....	Cents 19	Cents 17
Sales to ultimate consumers at dealer's yard.....	21	19
Delivered to retail stores.....	21½	19½
Sales to ultimate consumers from dealer's truck, delivered.....	24	22
Sales at retail stores:		
Chain stores.....	25	23
Independent outlet.....	26	24

(b) (i) Prices for one-bushel baskets of bulk Beehive Reclaimed coke delivered to consumer's bin or storage facilities, and including any carry that may be necessary except carries up or down flights of stairs:

	Per bushel (cents)
Chestnut coke.....	42
Pea coke.....	38

(ii) The maximum charge for any carry up or down flights of stairs shall be 5 cents per bushel per flight.

(c) Terms of sale may be net cash but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

This Amendment No. 4 shall become effective March 4, 1946.

Issued this 26th day of February 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-4282; Filed, Mar. 14, 1946;
2:05 p. m.]

[Region IV Order G-4 under Gen. Order 68]

SOFTWOOD PLYWOOD IN FLORIDA, ALABAMA,
AND TENNESSEE

Order No. G-4 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-4.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 89½¢ per CWT., i. e.: That portion of the State of Florida lying in Okaloosa, Santa Rosa and Escambia counties; that portion of the State of Alabama lying west of but not including, Jackson, DeKalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva counties; that portion of the State of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, pur-

chased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. Description of plywood covered by this order. For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. Relation to other regulations. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. Maximum prices. The maximum prices for softwood plywood covered by this order are set forth in Tables I-A, I-B, II-A and II-B which are annexed to and made a part of this order.

SEC. 7. Additions for delivery. If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of Tables I-A, I-B, II-A and II-B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. Sales slips and records. Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of the buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 10. Amendment. This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-4 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the state of Florida lying in Okaloosa, Santa Rosa and Escambia counties; that portion of the state of Alabama lying west of, but not including, Jackson, Dekalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva counties; and that portion of the state of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence counties. (89½¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square foot. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 2	Ply-panel, sound 2 sides 2	Exterior grades 2			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$0.0534	\$0.08	\$0.0634	\$0.0834	\$0.0814	\$0.0814	
3/8", 3 ply	.08		.0834	.1134	.11	.1014	\$0.0614
1/2", 5 ply	.1034	.1434	.12	.16	.1534	.1514	.0834
5/8", 5 ply		.16	.14	.19	.1834	.1814	.1034
3/4", 5 ply		.18	.16	.2234	.22	.2134	
1 1/8", 5 ply			.1714	.26	.2514	.2514	
1 1/4", 7 ply			.1834	.2734	.2714	.27	
1 1/2", 7 ply			.2034	.3134	.3034	.3014	
1 3/8", 7 ply			.2334	.3434	.3414	.34	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 3/4¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2 1/2¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

* The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxic glue lines	3/4¢	3/4¢	1 1/4¢
All other special gluing specifications (with or without toxic)	3/4¢	1 1/2¢	2 1/2¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 2	Ply-panel, sound 2 sides 2	Exterior grades 2			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$53.75	\$74.25	\$61.05	\$80.85	\$77.95	\$75.00	
3/8", 3 ply	73.25		81.40	103.35	100.40	97.45	\$60.80
1/2", 5 ply	98.65	130.35	109.20	147.80	144.85	141.95	80.35
5/8", 5 ply		147.80	129.00	174.20	171.25	168.35	99.05
3/4", 5 ply		165.65	147.45	204.80	201.85	198.95	
1 1/8", 5 ply			161.60	238.95	235.25	232.35	
1 1/4", 7 ply			172.95	254.85	251.20	247.55	
1 1/2", 7 ply			190.15	286.95	283.25	280.35	
1 3/8", 7 ply			212.95	320.60	316.95	313.25	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.65 per 1,000 square feet; for widths 24" and under, deduct \$4.00 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$3.70 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$7.75 per 1,000 square feet; for lengths over 9' through 10', add \$11.75 per 1,000 square feet; for lengths over 10' through 11', add \$19.45 per 1,000 square feet; for lengths over 11' through 12', add \$23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$11.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.45 per 1,000 square feet.

6 Plyscord, 1/2" and 3/4", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxic glue lines	\$4.00	\$8.00	\$12.00
All other special gluing specifications (with or without toxic)	7.35	14.65	22.00

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Florida lying in Okaloosa, Santa Rosa and Escambia Counties; that portion of the State of Alabama lying west of, but not including, Jackson, DeKalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva Counties; and that portion of the State of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence Counties. (89½¢ carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants or jobbers]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDWICH TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing, rough) 4
				Sound 2 sides	Industrial	Sound 1 side	
14", 3 ply	\$0.0614	\$0.0834	\$0.07	\$0.0914	\$0.09	\$0.0834	
14", 3 ply	.0814		.0914	.12	.1134	.1114	\$0.07
14", 5 ply	.1114	.1514	.1234	.1714	.1634	.1614	.0914
14", 5 ply		.1714	.15	.2014	.20	.1914	.1114
14", 5 ply		.1914	.1714	.2314	.2314	.2314	
14", 5 ply			.1814	.2714	.2714	.27	
14", 7 ply			.20	.2914	.2914	.2814	
14", 7 ply			.22	.3314	.33	.3214	
14", 7 ply			.2414	.3714	.3634	.3614	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ¼¢ per square foot for widths 24" and under, deduct ½¢ per square foot.

2 For plypanel sound 1 side, deduct ½¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1½¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.

5 Plyform, with oiled faces, add ¼¢ per square foot.

6 Plyscord ½" and ¾", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxic glue lines	¼¢	1¢	1½¢
All other special gluing specifications (with or without toxic)	¾¢	1¼¢	2½¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDWICH TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing, rough) 4
				Sound 2 sides	Industrial	Sound 1 side	
14", 3 ply	\$58.40	\$80.75	\$66.40	\$87.90	\$84.75	\$81.55	
14", 3 ply	79.65		88.50	112.35	109.15	105.95	\$66.10
14", 5 ply	107.30	141.75	118.75	160.75	157.55	154.35	87.60
14", 5 ply		160.75	140.30	189.45	186.30	183.10	107.75
14", 5 ply		180.20	160.40	222.75	219.55	216.35	
14", 5 ply			175.75	259.85	255.85	252.65	
14", 7 ply			188.10	277.20	273.20	269.20	
14", 7 ply			206.80	312.05	308.05	304.85	
14", 7 ply			231.55	348.65	344.65	340.65	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.90 per 1,000 square feet; for widths 24" and under, deduct \$4.35 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$4.00 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$8.40 per 1,000 square feet; for lengths over 9' through 10', add \$12.75 per 1,000 square feet; for lengths over 10' through 11', add \$21.15 per 1,000 square feet; for lengths over 11' through 12', add \$25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$12.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.00 per 1,000 square feet.

6 Plyscord, ½" and ¾", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxic glue lines	\$4.35	\$8.70	\$13.05
All other special gluing specifications (with or without toxic)	7.95	16.95	23.95

[F. R. Doc. 46-4252; Filed, Mar. 14, 1946; 1:53 p. m.]

[Region VII Order G-30 under RMPR 251]

PAINTING, DECORATING AND PAPERHANGING SERVICES IN WYOMING

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act

of 1942, as amended and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. What this order does. (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Wyoming.

(b) Definitions. (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government; or any of its political subdivisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting; decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and overhead costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and overhead costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant

to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paper-hanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paper-hanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order G-30 applies to all of the State of Wyoming.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Cheyenne District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in subsection I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. *Maximum labor charges.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE I—MAXIMUM LABOR CHARGE PER HOUR
STRAIGHT TIME

Column A Labor cost per hour:	Column B Maximum labor charge per hour straight time
\$1.00 or less.....	160% of actual labor cost
\$1.01 to \$1.04.....	\$1.65
\$1.05 to \$1.09.....	1.70
\$1.10 to \$1.14.....	1.80
\$1.15 to \$1.19.....	1.90
\$1.20 to \$1.24.....	1.95
\$1.25 to \$1.29.....	2.05
\$1.30 to \$1.34.....	2.10
\$1.35 to \$1.39.....	2.20
\$1.40 to \$1.44.....	2.25
\$1.45 to \$1.49.....	2.35
\$1.50 to \$1.54.....	2.45
\$1.55 to \$1.59.....	2.50
\$1.60 to \$1.64.....	2.60
\$1.65 to \$1.69.....	2.70
\$1.70 to \$1.74.....	2.75
\$1.75 to \$1.79.....	2.85
\$1.80 to \$1.84.....	2.90
\$1.85 to \$1.89.....	3.00
\$1.90 to \$1.94.....	3.05
\$1.95 to \$1.99.....	3.15
\$2.00 or more.....	160% of actual labor cost

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m. whichever is the customary quitting time and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paper-hanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are sub-contracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour

he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification.*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work furnish to the purchaser, a statement, and keep a copy thereof at his principal place of business, showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. Records. Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the services performed and materials used, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. Filing and reporting of maximum prices. (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Cheyenne District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time

hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. Prohibitions against sales at higher than maximum prices. On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. Evasions. Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any service, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance

or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. Less than maximum prices. Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. Licensing. The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. Revocation or amendment. This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-30 shall become effective March 1, 1946.

Issued this 15th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-4273; Filed, Mar. 14, 1946; 2:02 p. m.]

[Region VIII Order G-109 Under 18 (c), Amdt. 1]

VENETIAN BLIND SLATS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-109 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. The tables of maximum prices in paragraphs (a) (1) and (a) (2) are amended to read as follows:

(a) (1) For slats meeting the following specifications:

Width	Maximum price for carlots		Maximum price for less than carlots	
	Port. Orford cedar	Douglas fir	Port. Orford cedar	Douglas fir
1 1/4 inches.....	\$8.00	\$7.75	\$8.80	\$8.50
1 1/2 inches.....	9.00	8.75	9.90	9.60
1 3/4 inches.....	9.60	9.35	10.58	10.30
1 7/8 inches.....	10.05	9.80	11.05	10.80
2 inches.....	10.30	10.05	11.30	11.05
2 1/4 inches.....	10.95	10.70	12.05	11.80

(2) For slats not meeting the specifications stated above in subparagraph (a) (1).

Width	Maximum price for carlots		Maximum price for less than carlots	
	Port Orford cedar	Douglas fir	Port Orford cedar	Douglas fir
1 1/4 inches.....	\$4.00	\$3.85	\$4.40	\$4.25
1 1/2 inches.....	4.50	4.35	4.95	4.80
1 3/4 inches.....	4.80	4.65	5.25	5.15
2 inches.....	5.00	4.90	5.60	5.40
2 1/2 inches.....	5.15	5.00	5.65	5.50
2 3/4 inches.....	5.45	5.35	6.00	5.90

This amendment to Order No. G-109 shall become effective February 21, 1946.

Issued this 21st day of February 1946.

BEN C. DUNWAY,
Regional Administrator.

[F. R. Doc. 46-4281; Filed, Mar. 14, 1946; 2:05 p. m.]

[Region I Order G-36 Under RMPR 122, Amdt. 3]

SOLID FUELS IN DOVER-EXETER, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (2) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-36 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respect:

1. The following paragraph (n) is added:

(n) Dealers located in the towns of Barnstead, Epsom and Pittsfield, in connection with their sales of any solid fuels covered by this order, may add the increases shown below to the maximum prices set forth under each of the price schedules contained herein, as follows:

Size	Unit	Increase
All sizes.....	Net ton.....	\$0.45
	1/2 ton.....	.22
	1/4 ton.....	.11
	100 lbs.....	None

This Amendment No. 3 shall become effective March 11, 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-4283; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region II Order G-1 Under MPR 592]

H. W. BELL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by section 16

of Maximum Price Regulation No. 592, It is hereby ordered, That:

(a) Maximum delivered prices of H. W. Bell Company for concrete and cinder blocks of the sizes, types, and descriptions listed below, are adjusted as stated below:

Description, type and size of block

Description, type and size of block	Adjusted delivered prices per thousand
	Regular hollow 55% void—45% solid:
a. solid end:	
3 x 8 x 18.....	\$84.04
4 x 8 x 18.....	98.40
6 x 8 x 18.....	138.44
b. open end:	
8 x 8 x 18.....	180.55
10 x 8 x 18.....	249.06
12 x 8 x 16.....	258.50
Solid 25% void—75% solid:	
a. solid end:	
2 x 8 x 18.....	75.00
3 x 8 x 18.....	100.00
4 x 8 x 18.....	116.80
6 x 8 x 18.....	155.95
b. open end:	
8 x 8 x 18.....	210.64
10 x 8 x 18.....	295.30
12 x 8 x 16.....	286.07
Backers:	
6 x 7 1/4 x 18.....	133.83
8 x 7 1/4 x 18.....	180.55
2" furring.....	56.13

Differentials over above prices on the items listed below as stated below

Sash block.....	2¢ extra
Wood jamb block.....	4¢ extra
Single corner block.....	1¢ extra
Double corner block.....	2¢ extra
Half blocks, 1/2 price of regular block (plus 1¢ extra).	

These prices are subject to a discount of 8% to dealers and an allowance of 12% for pick-up at your yard.

(b) Persons who buy from H. W. Bell Company, for resale, the concrete and cinder blocks above mentioned, may add to their maximum prices of these products, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, H. W. Bell Company, shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of H. W. Bell Company not granted herein, are denied.

(g) H. W. Bell Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Order No. 20 under section 16 of Maximum Price Regulation No. 592, is-

sued January 22, 1946, is superseded by this order, and is hereby revoked as of the effective date of this order.

This order shall become effective immediately.

Issued this 6th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4284; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region IV Order G-5 under Gen. Order 68]

SOFTWOOD PLYWOOD IN FLORIDA, GEORGIA, AND TENNESSEE

Order No. G-5 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-5.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 92¢ per CWT., i. e.: that portion of the State of Florida lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton counties; that portion of the State of Georgia lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell, and Grady counties; that portion of the State of Alabama lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington counties; that portion of the State of Tennessee lying east of, but not including, Macon, Smith, Wilson, Rutherford, Bedford, Moore and Lincoln counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-

mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I-A, I-B, II-A and II-B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I-A, I-B, II-A and II-B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of the buyer.
- (2) Date of transaction.

- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-5 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Florida lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton Counties; that portion of the State of Georgia lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell and Grady Counties; that portion of the State of Alabama lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington Counties; and that portion of the State of Tennessee lying east of, but not including, Macon, Smith, Wilson, Moore, Rutherford, Bedford, and Lincoln Counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk Counties. ("2¢ carload freight rate from Seattle, Wash.)

[Class II Retailers are sellers who purchase plywood only from distribution plants or jobbers.]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$0.0634	\$0.0834	\$0.0734	\$0.0914	\$0.09	\$0.0834	
3/8", 3 ply	.0814		.0914	.12	.114	.114	\$0.07
1/2", 5 ply	.1114	.154	.124	.174	.17	.164	.094
5/8", 5 ply		.174	.15	.204	.20	.194	.114
3/4", 5 ply		.194	.164	.24	.234	.234	
1 1/8", 5 ply			.184	.274	.274	.27	
1 1/4", 7 ply			.204	.294	.294	.29	
1 1/2", 7 ply			.224	.314	.33	.324	
1 3/4", 7 ply			.244	.334	.37	.364	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/4¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1 1/2¢ per square foot; for lengths over 10' through 11', add 2 1/4¢ per square foot; for lengths over 11' through 12', add 2 3/4¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxic glue lines	1/2¢	1¢	1 1/2¢
All other special gluing specifications (with or without toxic)	3/4¢	1 1/4¢	2 1/4¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel, 1 sound 2 sides 2	Exterior grades 3			Plyscord (sheathing), rough 4
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	\$58.70	\$81.05	\$66.70	\$88.20	\$85.00	\$81.85	
3/8", 3 ply	80.05		88.90	112.75	109.55	106.40	\$66.50
1/2", 5 ply	107.90	142.30	119.35	161.30	158.10	154.95	88.15
5/8", 5 ply		161.45	141.00	190.15	186.95	183.80	108.45
3/4", 5 ply		181.00	161.20	223.55	220.40	217.20	
1 1/8", 5 ply			176.60	260.70	256.75	253.55	
1 1/4", 7 ply			189.05	278.15	274.15	270.20	
1 1/2", 7 ply			207.90	313.15	309.20	306.00	
1 3/4", 7 ply			232.80	349.90	345.90	341.90	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.90 per 1,000 square feet; for widths 24" and under, deduct \$4.35 per 1,000 square feet.

2 For plypanel sound 1 side, deduct \$4.00 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$8.40 per 1,000 square feet; for lengths over 9' through 10', add \$12.75 per 1,000 square feet; for lengths over 10' through 11', add \$21.15 per 1,000 square feet; for lengths over 11' through 12', add \$25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add \$12.75 per M square feet.

5 Plyform, with oiled faces, add \$1.60 per 1,000 square feet.

6 Plyscord, 1/2" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxic glue lines	\$4.35	\$8.70	\$13.05
All other special gluing specifications (without or with toxic)	7.95	16.95	23.95

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the State of Florida lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton Counties; that portion of the State of Georgia lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell and Grady Counties; that portion of the State of Alabama lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington Counties, and that portion of the State of Tennessee lying east of, but not including, Macon, Smith, Wilson, Moore, Rutherford, Bedford and Lincoln Counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk Counties. (92¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDER TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel 1 sound 2 sides 2	Exterior grades 4			Plyscord (sheath- ing), rough 5
				Sound 2 sides	Industrial	Sound 1 side	
3/4", 3 ply	\$0.06	\$0.08	\$0.0634	\$0.0834	\$0.081/2	\$0.081/2	
3/4", 3 ply	.08		.09	.1134	.11	.101/2	\$0.0634
3/4", 5 ply	.1034	.1434	.12	.1634	.1534	.151/2	.0834
3/4", 5 ply		.1634	.14	.19	.1834	.181/2	.1034
3/4", 5 ply		.18	.16	.2234	.22	.2134	
1 1/4", 5 ply			.1734	.26	.2534	.251/2	
1 1/4", 7 ply			.19	.2734	.271/2	.27	
1 1/4", 7 ply			.2034	.3134	.31	.3034	
1 1/4", 7 ply			.2334	.35	.3434	.341/2	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1/4¢ per square foot; for widths 24" and under, deduct 1/2¢ per square foot.

2 For plypanel sound 1 side, deduct 1/2¢ per square foot.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add 3/4¢ per square foot; for lengths over 9' through 10', add 1 1/4¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2 1/2¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1 1/4¢ per square foot.

5 Plyform, with oiled faces, add 1/4¢ per square foot.

6 Plyscord, 1/2" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxic glue lines	3/4¢	3/4¢	1 1/4¢
All other special gluing specifications (with or without toxic)	3/4¢	1 1/2¢	2 1/2¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDER TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel 1). Lengths to 96" 4]

Thickness	Plywall	Plyform 1	Ply-panel 1 sound 2 sides 2	Exterior grades 4			Plyscord (sheath- ing), rough 5
				Sound 2 sides	Industrial	Sound 1 side	
3/4", 3 ply	\$54.00	\$74.55	\$61.35	\$81.15	\$78.20	\$75.25	
3/4", 3 ply	73.60		81.75	103.65	100.75	97.80	\$61.15
3/4", 5 ply	99.20	130.85	109.65	148.35	145.40	142.47	81.05
3/4", 5 ply		148.45	129.65	174.85	171.95	169.00	99.75
3/4", 5 ply		166.45	148.25	205.60	202.65	199.75	
1 1/4", 5 ply			161.05	239.75	236.05	233.15	
1 1/4", 7 ply			173.85	255.80	252.15	248.45	
1 1/4", 7 ply			191.20	288.00	283.35	281.40	
1 1/4", 7 ply			214.05	321.75	318.05	314.40	

1 Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct \$2.65 per 1,000 square feet; for widths 24" and under, deduct \$4.00 per 1,000 square feet.

2 For Plypanel sound 1 side, deduct \$3.70 per 1,000 square feet.

3 Prices for exterior grades depend on thickness only.

4 For lengths over 8' through 9', add \$7.75 per 1,000 square feet; for lengths over 9' through 10', add \$11.75 per 1,000 square feet; for lengths over 10' through 11', add \$19.45 per 1,000 square feet; for lengths over 11' through 12', add \$23.45 per 1,000 square feet; for widths over 48" through 60" (except Plywall and Plyscord) add \$11.75 per 1,000 square feet.

5 Plyform, with oiled faces, add \$1.45 per 1,000 square feet.

6 Plyscord, 1/2" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxic glue lines	\$4.00	\$8.00	\$12.00
All other special gluing specifications (with or without toxic)	7.35	14.65	22.00

[F. R. Doc. 46-4253; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region VI Rev. Order G-15 Under RMPR 122, Amdt. 2]

SOLID FUELS IN QUAD CITIES AREA

An opinion accompanying this Amendment No. 2 has been issued simultaneously herewith. Revised Order No. G-15

is amended in the following respects: Paragraph (c), Price schedule, is amended to read as follows:

(c) Price schedule. (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum

prices before discounts for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column I describes the fuel for which prices are established; Columns 2, 3 and 4 show maximum prices for fuel delivered in quantities indicated by each column heading. All prices are stated on a net ton basis.

The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal produced in District Nos. 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. On District No. 10 coal as described in paragraph IV, A and B, prices apply to coal produced in Deep Machine Mines only; as described in paragraph IV, C, prices apply as specified to coal produced in Deep Machine Mines and Strip Mines; as described in paragraph IV, D, prices apply to coal produced in Strip Mines only. The prices of Pennsylvania Anthracite and By-Product Coke are unaffected by the type of mine operation.

PRICE SCHEDULE

	2 tons or more delivered (per ton)	1 ton delivered (per ton)	1/2 ton delivered (per 1/2 ton)
I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia):			
1. Egg—size group No. 2; top size 3" and larger; bottom size no limit (price classification A)	\$13.16	\$13.40	\$6.95
II. High volatile bituminous coal from district No. 8 (east Kentucky and West Virginia and parts of Virginia and Tennessee):			
1. Lump and egg—size groups 1, 2, and 3; price group A (all lump coals bottom size larger than 2". All egg coals, top size larger than 3", bottom size larger than 3" not exceeding 4")	12.20	12.45	6.48
2. Lump—size groups 1 and 2; all lump coal bottom size larger than 3". Price groups E through J. (From Southern Appalachian district)	12.15	12.40	6.48
3. Lump—size groups 1 and 2; all lump coal bottom size larger than 3". Price groups E through M	11.90	12.15	6.33
4. Egg—size group No. 2; all egg coal top size larger than 6" and bottom size larger than 3". Price groups E through J. (From Southern Appalachian district)	11.75	12.00	6.28
5. Egg—size group No. 6 (including 6" x 2" and 5" x 3". Price classification E through N)	11.30	11.55	6.03
6. Stoker—size group No. 10; all double screened stoker coals; top size not exceeding 1 1/4" and bottom size less than 1 1/4". Price classification B through E	11.25	11.50	6.03
III. High volatile bituminous coal from district No. 9 (western Kentucky):			
A. Lump—size group Nos. 1 and 2; larger than 4":			
1. No. 6 seam	8.71	8.96	4.73
2. No. 9 or 11 seam	8.21	8.46	4.48
3. No. 14 or Stray seam	8.81	9.06	4.78
B. Egg—size group No. 3 (including 8" x 3", 7" x 3" and 6" x 3"):			
1. No. 6 seam	8.21	8.46	4.48
2. No. 9 or 11 seam	8.21	8.46	4.48
3. No. 14 or stray seam	8.71	8.96	4.73
C. Nut, stoker and pea coals.—Size groups 9-12 inc.; all raw double screened nut; stoker and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or 3/32":			
1. No. 6 seam	8.81	9.06	4.78
2. No. 14 or stray seam	7.66	7.91	4.23

PRICE SCHEDULE—Continued

	2 tons or more delivered (per ton)	1 ton delivered (per ton)	½ ton delivered (per ½ ton)
IV. High volatile bituminous coal from district No. 10 (Illinois):			
A. Southern subdistrict (price groups 1 and 8) (deep machine mines):			
1. Lump—size groups 1 and 2 (4" and larger).....	\$8.90	\$9.15	\$4.85
2. Egg—size group No. 2 (including 8" x 3", 7" x 3" and 6" x 3").....	8.95	9.20	4.85
3. Egg and nut—size groups 4, 5, 6, and 8 (including 5" x 2", 4" x 2", 3" x 2", and 2" x 1½").....	8.65	8.90	4.70
4. Prepared stoker—size group Nos. 21, 22 and 28; washed or air cleaned nut and pea coals; bottom size larger than 1 millimeter; top size not exceeding 2"; and dry dedusted special stoker—bottom size larger than 28 mesh and top size not exceeding ¾".....	8.45	8.70	4.63
5. Washed and dedusted screenings—size group Nos. 23, 24, 26 and 27; washed or air cleaned screenings; top size not exceeding 2" and dry dedusted screenings top size not exceeding 2".....	7.80	8.05	4.28
B. Central subdistrict (price group Nos. 12, 13, and 23):			
1. Lump—size group Nos. 1 and 2; larger than 4" (deep machine mines).....	7.65	7.90	4.20
C. Belleville subdistrict (price group Nos. 10 and 16-22 inclusive):			
1. Egg—size group Nos. 2 including 7" x 4" and 6" x 4":			
(a) Strip mines.....	7.95	8.20	4.38
(b) Deep machine mines.....	8.00	8.25	4.40
D. Fulton Peoria subdistrict (strip mines):			
1. Lump and egg—size group Nos. 1, 2, and 3. All lump or egg coals—bottom size larger than 2"; washed or raw; price group Nos. 24, 25, and 26.....	6.85	7.10	3.83
2. Lump and egg—size group Nos. 1, 2, and 3. All lump or egg coals bottom size larger than 2"; washed or raw—price groups Nos. 27 and 28.....	7.00	7.25	3.88
3. Egg, nut, and stove—size group Nos. 4, 5, 6, and 8; all egg, nut and stove coals; bottom size 2" and smaller. Washed or raw including 6" x 2", 5" x 2", 4" x 2", 3" x 2", and 2" x 1½"; price groups 24 to 28 inclusive.....	6.50	6.75	3.63
4. Washed nut and pea—size group Nos. 17 to 20, inclusive. Washed or air cleaned nut and pea coal—bottom size larger than 10 mesh or ¾" and top size not exceeding 2". Price group Nos. 27 and 28.....	6.70	6.95	3.75
5. Washed screenings—size group Nos. 23 and 24; washed or air cleaned screenings; top size not exceeding 2". Price group Nos. 27 and 28.....	6.45	6.70	3.60
V. High volatile bituminous coal from district No. 11 (Indiana):			
1. Lump and egg—size group Nos. 1, 2, and 3; all lump or egg coal, bottom size larger than 2"; washed or raw; price group Nos. 6 and 14.....	9.68	9.93	5.22
2. Lump and egg—size group Nos. 1, 2, and 3; all lump or egg coal; bottom size larger than 2"; washed or raw; price group Nos. 15 and 16.....	9.23	9.48	5.02
VI. Pennsylvania anthracite:			
1. Nut.....	19.85	20.10	10.33
VII. Byproduct coke:			
1. Egg and stove.....	16.45	16.70	8.60

(2) The maximum prices for all sales by dealers of solid fuels not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended.

The prices established by this Amendment No. 2 to Revised Order No. G-15 un-

der Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Orders G-27 and G-29 as to dealers covered by Revised Order No. G-15 to Revised Maximum Price Regulation No. 122.

This Amendment No. 2 to Revised Order No. G-15 shall become effective immediately as to dealers covered hereby, and it shall remain in effect until April 30, 1946.

Issued this 13th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4275; Filed, Mar. 14, 1946;
2:03 p. m.]

[Region VIII Order G-1 Under SO 118]

ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 7 of Supplementary Order 118: It is ordered:

(a) Maximum prices for sales by all resellers of the articles set forth below, manufactured by the Electric Manufacturing Company, 34 Dore Street, San Francisco, California, shall be determined by adding to the present ceiling prices of said articles the amounts in dollars and cents hereunder specified:

Item	Amount of increase
Curling iron heater:	
Model No. E.....	\$0.38
Model No. F.....	.39
Model No. H.....	1.28
Solar duplex water heater.....	5.52

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter or by any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 27, 1946.

Issued this 27th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4278; Filed, Mar. 14, 1946;
2:04 p. m.]

[Region VIII Order G-13 Under RMPR 251,
Amdt. 1]

PLUMBING AND HEATING SERVICES IN WASHINGTON

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-13 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The title of Order No. G-13 is amended by deletion of the words "and Idaho."

2. The heading and introductory text of paragraph (a) are amended to read as follows:

(a) *Geographical applicability.* This order establishes maximum prices for "plumbing and heating services" performed in the following counties in the State of Washington: Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Mason, Pacific, Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom, Yakima, and Okanogan (except that portion thereof lying south of a line extending north 45 degrees east from the most northerly point of Douglas County); as to such services it supersedes any maximum prices which may have been established therefor by Order No. G-7 under Revised Maximum Price Regulation No. 251. This territory is divided for pricing purposes into the following three areas:

3. The description of Area 3, as set forth in paragraph (a) is amended to read as follows:

Area 3. The remainder of the part of the State of Washington covered by this order and lying east of the crest of the Cascade Mountains.

This amendment to Order No. G-13 shall become effective February 15, 1946.

Issued this 19th day of February 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-4271; Filed, Mar. 14, 1946;
2:01 p. m.]

[Region VI Rev. Order G-11 Under RMPR 122, Amdt. 3]

SOLID FUELS IN CHICAGO, ILL., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-11 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (d), *Price schedule*, is amended to read as follows:

(d) *Price schedule.* Immediately below and as a part of this paragraph (d) is a price schedule that sets forth maximum prices for domestic, commercial and yard sales by dealers of specified kinds, sizes and quantities of solid fuels. Service charges are set forth in section (e). Discounts are set forth in section (f). Charges for treatment of coal are set forth in section (g). Taxes are set forth in section (h).

(1) The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal derived from District Nos. 1, 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. District No. 10 (Illinois) prices for coal described in paragraph IV, A, 1-7, inclusive, apply to coal derived from Deep Machine Mines and for coal described in paragraph IV, B, 1-5, inclusive, the prices vary as specified for coal obtained from Deep Machine Mines and Strip Mines. As to all other solid fuels listed the prices are unaffected by the type of mine operation.

PRICE SCHEDULE

1	2	3	4	5	6	7	1	2	3	4	5	6	7
	4 tons or more domestic delivered per ton	1-2-3 tons domestic delivered per ton	1/2 ton domestic delivered per 1/2 ton	1/4 ton domestic delivered per 1/4 ton	Yard sales to dealers per ton	Commercial per ton		4 tons or more domestic delivered per ton	1-2-3 tons domestic delivered per ton	1/2 ton domestic delivered per 1/2 ton	1/4 ton domestic delivered per 1/4 ton	Yard sales to dealers per ton	Commercial per ton
I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia):							IV. High volatile coal from district No. 10 (Illinois)—Continued.						
1. Lump—5' and larger in price classification A and B.....	\$12.85	\$13.35	\$7.20	\$4.11	\$11.10	-----	A. Southern subdistrict—Con.						
2. Lump—5' and larger in all other price classifications.....	12.40	12.90	6.95	4.01	10.65	-----	4. Special stoker—size groups 21, 22, and 28, washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter, top size not exceeding 2", and dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding 3/4"; price groups 1, 2, and 8.....	\$8.25	\$8.75	\$4.88	\$2.96	\$6.95	-----
3. Egg—5' x 2' and larger in price classifications A and B.....	12.95	13.45	7.25	4.16	11.20	-----	5. Washed or dedusted screenings—size groups 23, 24, 26 and 27; washed, air cleaned and dry dedusted screenings, top size not exceeding 2", price groups 1, 2, and 8.....						\$7.10
4. Egg—5' x 2' and larger in all other price classifications.....	12.50	13.00	7.00	4.01	10.75	-----	6. Raw and washed chestnut—size groups 10 and 18, raw washed or air cleaned nut, coal, bottom size larger than 10 mesh, top size not exceeding 2"; price groups 1, 2, and 8.....						7.30
5. Stove—nut or range, 2' x 1 1/4" and larger.....	12.60	13.10	7.05	4.06	10.85	-----	7. Raw and washed pea—size groups 12 and 20, raw washed or air cleaned pea coal, bottom size larger than 10 mesh, top size not exceeding 1"; price groups 1, 2, and 8.....						7.50
6. Nut—pea or small nut, 1 1/4" x 1/4" and larger.....	10.95	11.45	6.25	3.66	9.55	\$10.30	B. Central-Duquoin, Belleville subdistricts:						
7. Pea or buckwheat—top size not exceeding 3/4"; bottom size smaller than 3/4".....	10.20	10.70	5.85	3.46	8.85	9.75	1. Lump or egg—size groups 1, 2 and 3, all lump or egg coals, bottom size larger than 2", washed or raw, price groups 10, 12, 13, 16-23, inc.:						
8. Domestic mine run.....	10.50	11.00	6.00	3.51	9.15	-----	a. Deep machine mines.....	8.40	8.90	4.95	3.00	6.80	-----
9. Screenings—1 1/4" and smaller.....	9.85	10.35	5.70	3.36	8.50	9.45	b. Strip mines.....	8.35	8.85	4.93	2.99	6.75	-----
II. High volatile bituminous coal from district No. 8 (east Kentucky and West Virginia):							2. Egg and stove—size groups 4, 5, 6 and 8, all egg and stove coals bottom size 2" and smaller, washed or raw, price groups 10, 16-22, inc., 12, 13 and 23 (inc. 4' x 2" and 3' x 2" and 2' x 1 1/4"):						
1. Lump or block—5' and larger (including coals from Miller's Creek, high splint and Jellico seams and No. 5 seam coal in price classification A).....	11.65	12.15	6.58	3.82	9.95	-----	a. Deep machine mines.....	8.25	8.75	4.90	2.95	6.65	-----
2. Lump or block—5' and larger (from seams and price classifications other than above).....	11.15	11.65	6.33	3.67	9.45	-----	b. Strip mines.....	8.20	8.70	4.88	2.94	6.60	-----
3. Egg—5' x 2' and larger (including coals from Miller's Creek, high splint and Jellico, seams and No. 5 seam coal in price classification A).....	11.65	12.15	6.58	3.82	9.95	-----	3. Washed chestnut—size group 18, washed or air cleaned nut coal, bottom size larger than 10 mesh, top size not exceeding 2"; price groups 10, 16-22, inc., 12, 13 and 23:						
4. Egg—5' x 2' and larger (from seams and price classifications other than above).....	10.85	11.35	6.18	3.62	9.15	-----	a. Deep machine mines.....						6.70
5. Stove—premium nut 3' x 2'.....	10.75	11.25	6.13	3.57	9.05	-----	b. Strip mines.....						6.65
6. Nut—1 1/4" x 2'.....	10.45	10.95	5.98	3.52	8.75	-----	4. Washed pea—size group 20, washed or air cleaned pea coal, bottom size larger than 10 mesh, top size not exceeding 1"; price groups 10, 16-22, inc., 12, 13, and 23:						
7. Domestic stoker.....	10.15	10.65	5.83	3.42	8.80	-----	a. Deep machine mines.....						6.75
8. Run of mine—screened, bottom size 3/4" or smaller.....	9.80	10.30	5.68	3.37	8.45	-----	b. Strip mines.....						6.70
9. Screenings—2' or 1 1/2" x 0, mine index #196.....						9.55	5. Washed screenings—size groups 23 and 24, washed or air cleaned screenings, top size not exceeding 2"; price groups 10, 16-22, inc., 12, 13, and 23:						
10. Screenings—size group No. 18, modified or dedusted, top size 2' and smaller.....						9.15	a. Deep machine mines.....						6.65
III. High volatile coal from district No. 9 (west Kentucky):							b. Strip mines.....						6.60
A. 6th seam:							6. Deep machine mines.....						
1. Size groups 1 through 6, all single screen lump coals and all double-screened raw washed or air-cleaned egg coals, top size larger than 2".....	9.36	9.86	5.43	3.25	7.71	-----	7. Strip mines.....						
2. Size groups 8 to 12, inc., all raw, double-screened nut, stoker and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh.....	8.86	9.36	5.18	3.10	7.56	-----	C. Northern subdistrict:						
3. Size group 7—straight mine run no fines removed, mine run modified by removal of any intermediate size or sizes—no fines removed, all mine run resultants larger than 2"—no fines removed.....	8.01	8.51	4.78	2.90	6.71	-----	1. Washed screenings—size groups 23 and 24, washed or air cleaned screenings, top size not exceeding 2"; price group 29: a. Strip mines.....						6.40
4. Size groups 26 to 29, inc., all dry dedusted screenings, top size not exceeding 2".....						7.81	2. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals, bottom size 2" and smaller, washed or raw; price groups 5, 6, 13, 14, 15, 16, and 20, inc., 4' x 2", 3' x 2", and 2' x 1 1/4".....	9.53	10.03	5.52	3.26	7.88	-----
B. 14th and stray seam:							3. Mine run—size group 7, price group 1, 2, and 8.....	8.83	9.33	5.17	3.11	7.18	-----
1. Size groups 23 and 24, all washed or air-cleaned screenings larger than 3/4" x 0 but not exceeding 2" x 0.....						6.96		7.43	7.93	4.47	2.76	6.13	-----
C. 9th, 11th, and all other seams:													
1. Size groups 23 and 24—all washed or air cleaned screenings larger than 3/4" x 0 but not exceeding 2" x 0.....						7.26							
IV. High volatile coal from district No. 10 (Illinois):													
A. Southern subdistrict (deep machine mines):													
1. Lump and egg—size groups 1, 2 and 3, all lump or egg coal, bottom size larger than 2", washed or raw, price groups 1, 2 and 8.....	9.35	9.85	5.45	3.25	7.70	-----							
2. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals bottom size 2" and smaller, washed or raw, price groups 1, 2, and 8 (inc. 4' x 2", 3' x 2" and 2' x 1 1/4").....	9.05	9.55	5.30	3.15	7.40	-----							
3. Mine run—size group 7; price group 1, 2, and 8.....	7.85	8.35	4.70	2.85	6.55	-----							

PRICE SCHEDULE—Continued

1	2	3	4	5	6	7	1	2	3	4	5	6	7
	4 tons or more domestic delivered per ton	1-2-3 tons domestic delivered per ton	1/4 ton domestic delivered per 1/4 ton	1/4 ton domestic delivered per 1/4 ton	Yard sales to dealers per ton	Commercial per ton		4 tons or more domestic delivered per ton	1-2-3 tons domestic delivered per ton	1/4 ton domestic delivered per 1/4 ton	1/4 ton domestic delivered per 1/4 ton	Yard sales to dealers per ton	Commercial per ton
V. High volatile bituminous coal from District No. 11—Continued							VIII. Cannel coal from District No. 8:						
4. Stoker nut—size groups 9-12, inc., raw nut and pea coal, bottom size larger than 10 mesh, top size not exceeding 2"; price groups 6 and 14	\$7.93	\$8.43	\$4.72	\$2.86	\$6.63	-----	1. Lumps and chunks.....	\$14.85	\$15.35	\$8.18	\$4.62	\$13.25	-----
5. Lump and egg—size groups 1, 2, and 3, all lump and egg coals, bottom size larger than 2", washed and raw, price groups 7, 9-12, inc., 18 and 19	8.48	8.98	5.02	3.01	6.83	-----	IX. Briquettes:						
6. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals, bottom size 2" and smaller, washed or raw, price groups 7, 9-12, inc., 18 and 19, inc. 4" x 2", 3" x 2" and 2" x 1 1/4"	8.33	8.83	4.92	2.96	6.68	-----	1. District No. 7—low volatile coal—Berwind and Glen Rogers.	13.25	13.75	7.40	4.20	11.50	-----
7. Screenings—washed and dedusted, size groups 23, 24, 26, and 27						\$6.68		3 tons or more domestic delivered	1 or 2 tons domestic delivered				
VI. Low volatile smithing coal from District No. 1 (Penn.)	12.75	13.25	7.13	4.07	11.15	-----	X. Chicago manufactured coke:	Per ton	Per ton				
VII. A. Pennsylvania anthracite:							1. Egg, stove, nut.....	\$15.30	\$15.80	8.40	4.73	13.50	-----
1. Egg, stove, nut.....	17.80	18.30	9.68	5.36	15.90	-----	2. Pea.....	14.30	14.80	7.90	4.48	12.50	-----
2. Pea.....	16.10	16.60	8.81	4.92	14.25	-----							
3. Buckwheat.....	13.90	14.40	7.70	4.38	12.10	-----							
4. Rice.....	12.66	13.10	7.08	4.07	11.15	-----							

¹ The maximum prices for Pennsylvania anthracite sold in Evanston, Skokie, and Morton Grove shall be the maximum prices established in the above schedule, plus the following amounts, whichever is applicable:

1 or more tons.....	60 cents
1/2 ton, egg, stove and nut.....	35 cents
1/2 ton, all other sizes.....	30 cents
1/2 ton, egg, stove and nut.....	20 cents
1/2 ton, all other sizes.....	15 cents

(2) No prices are shown in Column 7, "commercial," for those fuels customarily used only for domestic purposes. Similarly, no prices are shown in Columns 1 to 6 for those fuels customarily used only for commercial purposes. For such fuels, however, the prices shown in the schedule (adjusted for the quantity delivered) are the maximum prices irrespective of the type of sale. Fuel for which only a commercial price is shown may not be sold at a price higher than the price shown in Column 7 of the schedule, irrespective of the use. Fuels for which domestic, but not commercial, prices are shown may be sold at the domestic prices indicated in the schedule, irrespective of the use to which the fuels are put. The maximum prices for solid fuels of a size and type not provided for in the schedule, shall be established under the applicable provisions of Revised Maximum Price Regulation No. 122, as amended.

This Amendment No. 3 to Revised Order No. G-11 under Revised Maximum Price Regulation No. 122 establishes maximum prices which supersede those established under Regional Orders No. G-27 and No. G-29.

This Amendment No. 3 to Revised Order No. G-11 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 1st day of March, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4274; Filed, Mar. 14, 1946; 2:03 p. m.]

[Region VIII Order G-2 Under SO 119]

OLD COLONY PAINT AND CHEMICAL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an Opinion issued simultaneously herewith, and
No. 54—13

under the authority vested in the Regional Administrator of the Office of Price Administration by section 14 of Supplementary Order No. 119, *It is hereby ordered:*

(a) Maximum price for resellers of paint products manufactured by Old Colony Paint and Chemical Company, 620 Lamar Street, Los Angeles, California, shall be determined by adding to the present ceiling price of each article an amount in dollars and cents equal to the percentage increase in the legal cost of each article, namely, ten percent, which increase has been occasioned by the adjustment of maximum prices granted to the manufacturer by the Office of Price Administration.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 27, 1946.

Issued this 27th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4262; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region VIII Order G-2 Under SO 133]

GARDEN CITY POTTERY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an Opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of

Price Administration by section 6 of Supplementary Order No. 133, *It is hereby ordered:*

(a) Jobbers of potteryware items manufactured by Garden City Pottery Company, 560 North Sixth Street, San Jose, California are herewith authorized to adjust their present legal ceiling prices as follows:

The jobber's present legal ceiling price of each article manufactured by above company shall be multiplied by a factor of 1.09. The resulting figure shall constitute the adjusted dollars and cents ceiling price of the article.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 28, 1946.

Issued this 28th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4263; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region VIII Order G-5 Under MPR 592]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 16 of Maximum Price Regulation No. 592, *It is hereby ordered:*

(a) The maximum price at which any person may resell any product, the sale of which by its manufacturer is subject to Maximum Price Regulation No. 592, when the manufacturer's maximum price therefor has been increased by adjustment order issued by the Regional Administrator of Region VIII, shall be that person's maximum price prior to the effective date of that order, plus the dollar-and-cent amount by which the manufacturer's maximum price has been increased thereby.

(b) The adjustment provided by this order shall apply only to those commodities as to which the order adjusting the manufacturer's maximum price authorizes the manufacturer to notify resellers of their right to increase their maximum prices by a like amount and as to which the manufacturer or the person from whom the reseller acquires them has separately stated on his invoice the exact amount of the increase in the maximum price and on that invoice has made substantially the following statement:

"The OPA has granted an adjustment in price to the manufacturer of the articles covered by this invoice and the amount of that increase is separately stated herein. Order No. G-5 under MPR 592 authorizes you to increase your maximum prices by a like amount."

(c) The adjustment provided by this order shall not apply to any commodity the maximum prices for which when sold by resellers are provided by special order pertaining to such resellers.

(d) This order shall apply only to sales or deliveries made in Region VIII, which comprises the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective February 28, 1946.

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4276; Filed, Mar. 14, 1946;
2:04 p. m.]

[Region VIII Order G-20 Under SO 94]

GO ELECTRIC RANGES IN SAN FRANCISCO REGION

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94; *It is ordered*, as follows:

(a) The maximum price of GO Electric Ranges, Model A, Serial No. 11, equipped with W switches, thermostat control, indicator light, and six foot cord, when resold after having been sold as government surplus property, shall be as follows, f. o. b. place of sale:

Type of sale:	Maximum price
For sale to resellers.....	\$11.20
For sale to consumers.....	15.95

NOTE: The price stated above for sales to consumers is for ranges in good working condition. For ranges not in good working condition deduct \$1.00 from that price.

(b) *Definitions.* (1) "Consumer" means an ultimate consumer other than an industrial or commercial user.

(2) "Reseller" means a person other than a "consumer."

(c) This order shall apply to sales in the States of California, Nevada, Oregon (except Malheur County), Washington, and Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nes Perce, Shoshone, and Idaho.

(d) This order shall become effective February 28, 1946, and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(e) This order may be amended, corrected, or revoked at any time.

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4277; Filed, Mar. 14, 1946;
2:04 p. m.]

[Region VIII 2d Rev. Order G-23 Under
18 (c), Amdt. 1]

FRUITS AND VEGETABLES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.18 (c) as amended, of the General Maximum Price Regulation, *It is hereby ordered*, That Second Revised Order No. G-23 under § 1499.18 (c), as amended, of the General Maximum Price Regulation, be amended in the following respect:

The notes at the foot of Appendix A are deleted and the following substituted therefor:

Provided, The above maximum price distance rates shall apply on grapes moving to wineries only if they originate at a roadside pickup.

Where the actual weight of a shipment is less than 10,000 pounds the maximum rate for any such shipment will be the rate for the applicable distance shown in the column headed "Up to 18,000 Pounds" calculated at a minimum weight of 10,000 pounds.

Carriers subject to War Labor Ruling TL 3102 may add a surcharge of 5% to the applicable maximum price distance rate in the above columns. Such surcharge is retroactive to July 25, 1945.

This amendment shall become effective as of February 1, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4265; Filed, Mar. 14, 1946;
1:58 p. m.]

[Region VIII Order G-42 Under 3 (e)]

FIR DOORS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) of the General Maximum Price Regulation, *It is hereby ordered*:

(a) The maximum price in the State of California for sales at retail of Douglas fir doors which have been prefit or subjected to resin sealing or toxic dipping, when sold by persons whose maximum prices would otherwise be established under §§ 1499.3 (a) or 1499.3 (c) of the General Maximum Price Regulation, shall be the maximum prices otherwise established by that regulation for Douglas Fir doors which have not been prefit or so treated, plus the following:

	Per door
For prefit doors.....	\$0.25
For resin sealing or toxic dipping.....	.45

(b) This order may be amended, corrected, or revoked at any time. This order shall become effective February 27, 1946.

Issued this 27th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4264; Filed, Mar. 14, 1946;
1:58 p. m.]

[Philadelphia Adopting Order 26 Under
Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN PHILADELPHIA, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is fur-

ther amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the Philadelphia, Pennsylvania area consisting of the Counties of Philadelphia, Delaware, Chester, Montgomery and Bucks, all in the State of Pennsylvania.

SEC. 3. Maximum prices. The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. Discounts, allowances and terms of sale. The delivered prices fixed by this order apply to all deliveries within a radius of ten miles from the seller's yard. All customary allowances, discounts and differentials must be preserved.

SEC. 5. Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations. As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. Records and sales slips. The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective February 16, 1946.

Issued this 11th day of February 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

Item	Delivered prices to purchasers ² for resale on an installed basis (this includes contractors)	Yard prices to ultimate users (this includes consumers)
Plaster, hard wall.....	\$17.00 (ton) 3 tons and over..... \$19.00 (ton) under 3 tons..... \$0.95 (bag 100 lb.).....	\$22.00 (ton). \$1.15 (bag 100 lb.).
Plaster gauging.....	\$27.00 (ton) 3 tons and over..... \$29.00 (ton) under 3 tons..... \$1.45 (bag 100 lb.).....	\$1.75 (bag 100 lb.).
Plaster, moulding.....	\$26.00 (ton) 3 tons and over..... \$28.00 (ton) under 3 tons..... \$1.40 (bag 100 lb.).....	\$1.60 (bag 100 lb.).
Plaster, bonding.....	\$20.00 (ton) 3 tons and over..... \$21.50 (ton) under 3 tons..... \$1.10 (bag 100 lb.).....	\$1.40 (bag 100 lb.).
Keene's cement.....	\$40.00 (ton) \$2.00 (bag 100 lb.).....	\$2.35 (bag 100 lb.)
Finishing lime.....	\$22.00 (ton) 3 tons and over..... \$24.00 (ton) under 3 tons..... \$0.60 (bag 50 lb.).....	\$26.00 (ton). \$0.65 bag (50 lb.).
Gypsum lath— $\frac{3}{8}$ ".....	\$25.00 (M sq. ft.) 10 M and over..... \$26.50 (M sq. ft.) under 10 M.....	\$29.50 (M sq. ft.). \$0.95 (bundle) 32 sq. in.
Metal lath 2.5 lb. painted diamond mesh.....	\$0.24 (sq. yd.).....	\$0.30 (sq. yd.).
Metal lath 2.5 lb. galvanized.....	\$0.26 (sq. yd.).....	\$0.32 (sq. yd.).
Metal lath 2.75 lb. flat rib painted.....	\$0.29 (sq. yd.).....	\$0.32 (sq. yd.).
Metal lath corner bead.....	\$28.00 (M ft.) 10 M and over..... \$30.00 (M ft.) under 10 M.....	\$0.03 $\frac{1}{2}$ (ft.).
Masonry mortar.....	\$2.40 (bbl.) 20 bbl. and over..... \$2.70 (bbl.) under 20 bbl.....	\$0.75 (bag 70 lb.).
Portland cement.....	\$2.80 (bbl.) 15 bbl. and over..... \$3.00 (bbl.) under 15 bbl.....	\$0.75 (bag 100 lb.).
Masons hydrated lime.....	\$16.00 (ton) 3 tons and over..... \$17.00 (ton) under 3 tons..... \$0.45 (bag 50 lb.).....	\$0.50 (bag 50 lb.).
Pressure hydrated lime.....	\$18.00 (ton) 3 tons and over..... \$19.00 (ton) under 3 tons.....	\$0.60 (bag 50 lb.).
Waterproof cement (gray).....	\$3.50 (bbl.) 15 bbl. and over..... \$3.60 (bbl.) under 15 bbl..... \$0.90 (bag 100 lb.).....	\$1.00 (bag 100 lb.).
Fire bright-9" 1st quality.....	\$90.00 (per M).....	\$0.10 (each).
Fire clay.....	\$1.50 (bag 100 lb.).....	\$1.60 (bag 100 lb.).
Clay drain tile 3".....	\$0.08 $\frac{1}{2}$ (per ft.).....	\$0.09 (per ft.).
Clay drain tile 4".....	\$0.10 (per ft.).....	\$0.11 (per ft.).
Clay drain tile 6".....	\$0.17 (per ft.).....	\$0.18 (per ft.).
Vitrified clay sewer pipe 4".....	\$0.19 $\frac{1}{2}$ (per ft.).....	\$0.22 (per ft.).
Vitrified clay sewer pipe 6".....	\$0.28 (per ft.).....	\$0.31 (per ft.).
Flue lining, 9 x 9.....	\$0.36 (per ft.).....	\$0.38 (per ft.).
Flue lining, 9 x 13.....	\$0.50 (per ft.).....	\$0.52 (per ft.).
Flue lining, 13 x 13.....	\$0.68 (per ft.).....	\$0.71 (per ft.).
Gypsum wallboard $\frac{3}{8}$ ".....	\$40.00 (per M) 10 M and over..... \$45.00 (per M) under 10 M..... \$0.04 $\frac{1}{2}$ (per sq. ft.).....	\$0.05 (per sq. ft.).
Asphalt roofing 90 lb., mineral-surface.....	\$2.35 (108 sq. ft. roll).....	\$2.45 (108 sq. ft. roll).
Asphalt or tarred felt roofing, 15 lb.....	\$2.25 (108 sq. ft. roll).....	\$2.40 (108 sq. ft. roll).
Asphalt or tarred felt roofing, 30 lb.....	\$2.25 (108 sq. ft. roll).....	\$2.40 (108 sq. ft. roll).
Asphalt shingles (3 in 1), thickbutt, 210 lbs.....	\$5.50 (per sq.).....	\$6.00 (per sq.).
Asphalt shingles, 2 tab, hexagon, 165 lb.....	\$4.50 (per sq.).....	\$5.00 (per sq.).
Fibre insulation board, $\frac{1}{2}$ " standard lath and board.....	\$0.05 (sq. ft.).....	\$0.05 $\frac{1}{2}$ (sq. ft.).
Fibre insulation board, $\frac{25}{32}$ " asphalt sheathing.....	\$0.6 $\frac{1}{2}$ (sq. ft.).....	\$0.77 (sq. ft.).
Asbestos cement siding, 12 x 24" or 27", standard colors.....	\$7.85 (per sq.).....	\$8.35 (per sq.).
Thermal insulation blankets, medium 2" (paper backed).....	\$47.50 (M sq. ft.).....	\$0.05 (per sq. ft.).
Thermal insulation blankets, thick 4" (paper backed).....	\$65.00 (M sq. ft.).....	\$0.07 (per sq. ft.).
Thermal insulation batts, 2" medium (paper backed).....	\$47.50 (M sq. ft.).....	\$0.05 (per sq. ft.).
Thermal insulation batts, 4" thick (paper backed).....	\$65.00 (M sq. ft.).....	\$0.07 (per sq. ft.).
Thermal insulation—loose, in bags (plain).....	\$1.10 (bag, 35 lb.).....	\$1.30 (bag, 35 lb.).
Thermal insulation—loose in bags (modulated).....	\$1.40 (bag, 35 lb.).....	\$1.60 (bag, 35 lb.).
Bar sand ¹	\$1.75 (ton) 3 tons and over..... \$2.25 (ton) under 3 tons.....	\$0.20 (bag, 100 lb.).
Concrete sand ¹	\$2.05 (ton) 3 tons and over..... \$2.50 (ton) under 3 tons.....	\$0.20 (bag, 100 lb.).
Pea gravel ¹	\$2.00 (ton) 3 tons and over..... \$2.50 (ton) under 3 tons.....	\$0.20 (bag, 100 lb.).
$\frac{3}{4}$ gravel ¹	\$2.75 (ton).....	\$0.20 (bag, 100 lb.).
$1\frac{1}{2}$ gravel ¹	\$2.40 (ton) 3 tons and over..... \$2.60 (ton) under 3 tons.....	\$0.20 (bag, 100 lb.).

¹ The prices for these commodities apply to the county of Philadelphia only.

² The delivered prices apply to a radius of 10 miles from the seller's yard.

[F. R. Doc. 46-4266; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region II Order G-2 Under SO 142]

BUCH MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by supplementary Order Number 142 as amended; *It is hereby ordered, That:*

(a) Established maximum prices of Buch Manufacturing Company, Elizabethtown, Pennsylvania, for Corn shell-

ers, Wood Saws, Land Rollers—100 series, Pulverizers—600 series, Sprocket Pulverizers, Feed Cutters, Mangers, Stone Boats, Cast Iron Troughs, Steel Troughs, and Bag Trucks, may be increased by 1%.

(b) Persons who buy from Buch Manufacturing Company, for resale, the products listed in paragraph (a) may add 1% to their established maximum prices for these products as determined under the applicable regulation. At or before the first sale after the date hereof, to any reseller, Buch Manufacturing Company shall notify such reseller in writing, of the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Buch Manufacturing Company not granted herein, are denied.

(g) Buch Manufacturing Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Buch Manufacturing Company, shall file with this office within thirty days after June 30, 1946, a Profit and Loss Statement and Balance Sheet, showing the result of its operations for the first six months of 1946.

This order shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4260; Filed, Mar. 14, 1946;
1:56 p. m.]

[Region II Order G-3 Under SO 142]

MAIN BELTING CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by Supplementary Order Number 142 as amended: *It is hereby ordered, That:*

(a) Established maximum net prices of Main Belting Company, 1241 Carpenter Street, Philadelphia 47, Pa., for stitched canvas belting, may be increased by 7.4%.

(b) Persons who buy from Main Belting Company for resale, such stitched canvas belting, may add to their maximum prices of this product, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, Main Belting Company shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

ister where it is open to inspection by the public.

(f) All prayers of the application of Main Belting Company not granted herein, are denied.

(g) Main Belting Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

This order shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4257; Filed, Mar. 14, 1946;
1:55 p. m.]

[Region II Order G-2 Under MPR 592]

CONCRETE UNITS INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by section 16 of Maximum Price Regulation No. 592, *It is hereby ordered, That:*

(a) Maximum prices of Concrete Units Inc., for concrete and cinder blocks of the sizes, types and descriptions listed below, on a yard basis and on a delivered basis, are adjusted as stated below:

Size and type of block	Maximum yard prices per thousand	Maximum delivered prices per thousand
3 x 8 x 18.....	\$68.50	\$77.29
4 x 8 x 18.....	80.14	94.44
6 x 8 x 18.....	110.91	128.91
8 x 8 x 18.....	147.89	171.89
8" 75% solid.....	174.74	208.49
12 x 8 x 16.....	215.63	249.38
12" 75% solid.....	256.94	293.69

(b) Persons who buy from Concrete Units Inc., for resale, the concrete and cinder blocks above mentioned, may add to their maximum prices of these products, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, Concrete Units Inc., shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Concrete Units Inc., not granted herein, are denied.

(g) Concrete Units Inc., may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Order No. 19 under section 16 of Maximum Price Regulation No. 592, issued January 22, 1946, is superseded by this order, and is hereby revoked as of the effective date of this order.

This order shall become effective immediately.

Issued this 6th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4285; Filed, Mar. 14, 1946;
2:06 p. m.]

[Region II Adopting Order 2 Under Basic Order 1 Under Gen. Order 68, Amdt. 2]

BUILDING AND CONSTRUCTION MATERIALS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

1. Adopting Order No. 2 as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by adding to Schedule A of said order, the following: "Oversize brick \$26.50 per thousand."

2. Except as hereby amended, Adopting Order No. 2, as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same, and all provisions thereof, remain in full force and effect.

3. This amendment shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4261; Filed, Mar. 14, 1946;
1:56 p. m.]

[Region II Order G-24 Under RMPR 165, Amdt. 2]

LAUNDRY SERVICES IN NEW YORK METROPOLITAN AREA

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region II by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered:*

That paragraph (3) of New York Regional Office Order No. G-24 under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, be amended, as follows:

(1) Order No. G-24, as amended, and more particularly paragraph (3) thereof is amended by adding thereto the following named laundry and the percentage amount set opposite thereto:

Park Laundry of Long Island, 106-160th Street, Jamaica 4, New York—25%.

(2) The above mentioned applicant shall otherwise be subject in all respects to all the provisions of said Order No. G-24 as amended, and except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

(3) This amendment may be revoked or amended by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation, order, amendment or supplement thereto.

(4) All of the other provisions of Order No. G-24, as amended, shall remain in full force and effect except as herein modified.

This amendment shall become effective immediately.

Issued the 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4259; Filed, Mar. 14, 1946; 1:56 p. m.]

[Philadelphia Adopting Order 30 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN LANCASTER, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. What this order covers. This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the Lancaster Pennsylvania area consisting of the county of Lancaster in the State of Pennsylvania.

SEC. 3. Maximum prices. The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. Discounts, allowances and terms of sale. Maximum prices fixed by this order are delivered prices within a radius of ten miles from the seller's yard. All customary allowances, discounts and differentials must be preserved.

SEC. 5. Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations. As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. Records and sales slips. The provisions of section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective February 16, 1946.

Issued this 11th day of February, 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

Item	Delivered prices to purchasers for resale on an installed basis (this includes contractors) ¹	Delivered prices to ultimate users (this includes consumers) ¹
Plaster, neat	\$18.00 (ton)	\$0.95 (bag 100 lb.).
Plaster, gauging	\$1.70 (bag 100 lb.)	\$1.80 (bag 100 lb.).
Keene's cement	\$2.30 (bag 100 lb.)	\$2.55 (bag 100 lb.).
Finishing lime	\$0.54 (bag 50 lb.)	\$0.60 (bag 50 lb.).
Gypsum lath 3/8"	\$24.75 (M sq. ft.)	\$26.00 (M sq. ft.).
Metal lath 2.4 lb. painted diamond mesh	\$0.31 1/2 (sq. yd.)	\$0.35 (sq. yd.).
Metal lath—corner bead expanded type	\$0.65 (lin. ft.)	\$0.67 1/2 (lin. ft.).
Cornerite	\$0.627 (lin. ft.)	\$0.63 (lin. ft.).
Portland cement—standard	\$0.70 (bag 94 lb.)	\$0.77 (bag 94 lb.).
Masonry mortar	\$0.63 (bag 70 lb.)	\$0.70 (bag 70 lb.).
Mason's hydrated lime	\$0.45 (bag 50 lb.)	\$0.45 (bag 50 lb.).
Clay drain tile—4"	\$0.08 1/2 (ft.)	\$0.09 (ft.).
Vitrified clay sewer pipe—4"	\$0.17 (ft.)	\$0.19 (ft.).
Vitrified clay sewer pipe—6"	\$0.26 (ft.)	\$0.29 (ft.).
Flue lining 9 x 9	\$0.35 (ft.)	\$0.38 (ft.).
Flue lining 9 x 13	\$0.50 (ft.)	\$0.55 (ft.).
Flue lining 13 x 13	\$0.65 (ft.)	\$0.70 (ft.).
Gypsum wallboard 3/8"	\$40.00 (M sq. ft.)	\$44.00 (M sq. ft.).
Asphalt roofing 90 lb.	\$2.45 (roll)	\$2.70 (roll).
Asphalt or tarred felt roofing 15 lb.	\$2.37 1/2 (432 sq. ft. roll)	\$2.50 (432 sq. ft. roll).
Asphalt or tarred felt roofing 30 lb.	\$2.37 1/2 (216 sq. ft. roll)	\$2.50 (216 sq. ft. roll).
Asphalt shingles 210 lb. thickbutt	\$6.30 (square)	\$7.00 (square).
Asphalt shingles 165 lb. 2 tab. hexagon	\$4.95 (square)	\$5.50 (square).
Fibre insulation board 1/2" standard lath and board	\$45.00 (M. sq. ft.)	\$50.00 (M. sq. ft.).
Fibre insulation board 2 1/2" asphalt sheathing	\$58.50 (M sq. ft.)	\$65.00 (M sq. ft.).
Asbestos cement siding 1 1/4" or 2 1/2" standard colors	\$7.65 (square)	\$8.50 (square).
Hard density synthetic fibre	\$0.09 (sq. ft.)	\$0.10 (sq. ft.).
Thermal insulation-blankets (paper backed medium 2")	\$0.04 1/2 (sq. ft.)	\$0.05 (sq. ft.).
Thermal insulation blankets (paper backed) thick 4"	\$0.063 (sq. ft.)	\$0.07 (sq. ft.).
Thermal insulation-batts (paper backed) 2" thick	\$0.04 1/2 (sq. ft.)	\$0.05 (sq. ft.).
Thermal insulation-batts (paper backed) full-thick 4"	\$0.063 (sq. ft.)	\$0.07 (sq. ft.).
Thermal insulation, loose (in bags) plain	\$1.28 (per 40 or 35 lb. bag)	\$1.35 (bag 40 or 35 lb.).
Thermal insulation, loose (in bags) nodulated	\$1.45 (bag 20 sq. ft.)	\$1.55 (bag 20 sq. ft.).

¹ Free delivery for a radius of ten miles from seller's yard.

[F. R. Doc. 46-4267; Filed, Mar. 14, 1946; 1:59 p. m.]

[Baltimore Adopting Order 33 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN CUMBERLAND, MD., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as

amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, it is hereby ordered:

SECTION 1. What this order covers. This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to pur-

chasers for resale on an installed basis of certain building materials listed in schedule A hereto annexed and generally known as "hard mason materials." All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the Cumberland area consisting of the counties of Allegany and Garrett, in the State of Maryland.

SEC. 3. Maximum prices. The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. Discounts, allowances and terms of sale. All prices listed in Schedule A are delivered prices. Terms of sale to purchasers for resale on an installed basis are 2% discount for cash within ten days. Any other customary allowances, discounts and differentials must be preserved.

SEC. 5. Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations. As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. Records and sales slips. The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 8, 1946.

Issued this 4th day of March 1946.

LEO H. MCCORMICK,
District Director.

SCHEDULE A

Item	Delivered maximum prices
Plaster, hard wall.....	\$20.40 (ton).
Plaster, gauging.....	\$1.10 (100 lb. bag).
Keene's cement.....	\$2.25 (100 lb. bag).
Finishing lime.....	\$2.50 (100 lb. bag).
Gypsum lath 3/8".....	\$22.00 (ton).
Metal lath 2.5 lb. diamond mesh.....	\$28.25 (M sq. ft.).
Metal lath 3.4 lb. diamond mesh.....	\$0.26 (sq. yd.).
Metal lath corner bead expanded type.....	\$0.30 (sq. yd.).
Portland cement.....	\$0.05 1/2 (lin. ft.).
Masonry mortar.....	\$3.40 (bbl.—4 bags).
Mason's hydrated lime.....	\$0.85 (bag 94 lb.).
Waterproof cement, gray.....	\$3.00 (bbl.—4 bags).
Fire brick 9" straight.....	\$0.75 (bag 70 lb.).
Fire clay (100 lb. bags).....	\$0.50 (50 lb.).
Clay drain tile—3".....	\$4.00 (bbl.).
Clay drain tile—4".....	\$1.00 (bag 100 lb.).
Vitrified clay sewer pipe—4".....	\$80.00 (per M).
Vitrified clay sewer pipe—6".....	\$1.10 (100 lb.).
Flue lining 9 x 9.....	\$0.07 (lin. ft.).
Flue lining 9 x 13.....	\$0.08 1/4 (lin. ft.).
Flue lining 13 x 13.....	\$0.19 (lin. ft.).
Gypsum wallboard 3/8".....	\$0.28 1/4 (lin. ft.).
Asphalt roofing 90 lb.....	\$0.37 1/4 (lin. ft.).
Asphalt or tarred felt 15 lb.....	\$0.56 1/4 (lin. ft.).
Asphalt or tarred felt 30 lb.....	\$0.72 (ft.).
Asphalt shingles 210 lbs. (3 in 1).....	\$40.00 (per M).
Fibre insulation board, 1/2" standard.....	\$2.50 (roll).
Fibre insulation 2 1/2".....	\$2.55 (roll).
Asbestos cement siding 12 x 24 or 27" Standard colors.....	\$2.55 (roll).
Thermal insulation-batts (paper backed) full-thick.....	\$6.16 (sq.).
	\$50.00 (M sq. ft.).

[F. R. Doc. 46-4280; Filed, Mar. 14, 1946; 2:05 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-140, 54-65, 59-6, 70-1224]

UNITED GAS IMPROVEMENT CO. ET AL.

ORDER APPROVING PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of March 1946.

In the matters of the United Gas Improvement Company, File Nos. 54-140; 54-65, and the United Gas Improvement Company and subsidiary companies, respondents, File No. 59-6, and the United Corporation, File No. 70-1224.

The United Gas Improvement Company (UGI), a registered holding company and a subsidiary of the United Corporation (United), also a registered holding company, having filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan involving the exchange by UGI of certain of its portfolio assets for shares of its outstanding capital stock and the acquisition by UGI from United of a maximum of 12,000

shares of the common stock of American Water Works and Electric Company, Incorporated; and

United having filed an application and declarations regarding the tender of its holdings of the capital stock of UGI, pursuant to the plan of exchange, the acquisition of the securities proposed to be exchanged under the plan and the sale to UGI of not in excess of 12,000 shares of the common stock of American Water Works and Electric Company, Incorporated; and

UGI and United having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the formal requirements specified in sections 371 and 1808 (f) of the Internal Revenue Code, as amended; and

Public hearings having been held after appropriate notice with respect to the plan filed by UGI and notice of the filing of United's application having been given and both matters having been consolidated and the Commission, after considering the record, having filed its findings and opinion herein; and

The Commission finding that said plan of UGI is necessary to effectuate the provisions of section 11 (b) (1) of the act and is fair and equitable to the persons affected thereby;

It is ordered, That said plan of UGI be, and the same hereby is, approved and that said application and declarations of United be, and the same hereby are, granted and permitted to become effective, respectively, subject, however, to the terms and conditions contained in Rule U-24.

It is further ordered and recited, That the transactions, hereinafter described and recited, proposed in the plan filed by UGI and the application and declarations filed by United are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(1) The acquisition by UGI of shares of its capital stock up to 750,000 shares;

(2) The purchase by UGI and the sale by United of not more than 12,000 shares of the common stock of American Water Works and Electric Company, Incorporated;

(3) The transfer and delivery to UGI stockholders and the acquisition by UGI stockholders, pursuant to the plan, of not more than (a) 75,000 shares of the common stock of American Water Works and Electric Company, Incorporated; (b) 75,000 shares of the common stock of Public Service Corporation of New Jersey; (c) 75,000 shares of the 5% Cumulative Second Preferred Stock, Series A, of Niagara Hudson Power Corporation; (d) 750,000 shares of the common stock of Niagara Hudson Power Corporation; and (e) 900,000 shares of the common stock of the Commonwealth & Southern Corporation; all in exchange for not more than 750,000 shares of the outstanding capital stock (par value \$13.50) of UGI on the basis of the exchange of 1 share of common stock of American Water Works and Electric Company, Incorporated

rated, 1 share of common stock of Public Service Corporation of New Jersey, 1 share of 5% Cumulative Second Preferred Stock, Series A, of Niagara Hudson Power Corporation, 10 shares of common stock of Niagara Hudson Power Corporation, and 12 shares of common stock of the Commonwealth & Southern Corporation for each ten shares of the said outstanding capital stock of UGI;

(4) The transfer and delivery by United to UGI pursuant to the plan of not more than 606,622 shares of the capital stock of UGI.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 46-4449; Filed, Mar. 18, 1946;
9:55 a. m.]

[File Nos. 54-75, 70-726]

COMMONWEALTH AND SOUTHERN CORP.
(DEL.)

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of March, A. D. 1946.

The Commonwealth & Southern Corporation (Commonwealth), a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder, regarding the proposed payment of a dividend of \$1.75 per share (payable on the 28th day after approval by this Commission to stockholders of record at the close of business on the 14th day after such approval) on its 1,482,000 shares of preferred stock outstanding, the aggregate amount of such dividend payment being \$2,593,500; and

Commonwealth having stated in the declaration that "The Board . . . recognizes that the restatement of the carrying value of Commonwealth's investments, which restatement it is proposed in the Amended Plan will be made upon consummation thereof, may result in a decrease in such carrying value in an amount not less than the sum of (a) the amount shown as 'Earned Surplus' in the balance sheet as at January 31, 1946 and (b) the amount of net income to be received subsequent to January 31, 1946 and prior to the date of such restatement, provided such restatement is completed within some reasonable period, say by September 30, 1946, and, accordingly, the 'Earned Surplus' account is so qualified that, under the rules and practice of the Commission, payment of said dividend is subject to the requirement of Commission authorization under the provisions of section 12 (c) of the act and Rule U-46 in spite of the fact that, as authorized by section 34 of the Delaware General Corporation Law, the source of payment of such dividend under such law is Commonwealth's net profits for the current and preceding fiscal years"; and

Said declaration having been filed on February 21, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission regarding the proposed payment as similar in principle to those proposed by Commonwealth and permitted by the Commission's orders of June 24, September 13, November 26, 1943, March 8, June 3, September 5, December 21, 1944, March 12, May 30, September 17, and November 29, 1945 (Holding Company Act Releases Nos. 4383, 4560, 4709, 4933, 5084, 5268, 5508, 5659, 5833, 6056 and 6253) and, as in the case of said prior dividend payments, as being made out of capital; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective; and

Commonwealth having requested that the effective date of the declaration be accelerated to facilitate prompt payment of the proposed dividend to the preferred stockholders and the Commission deeming it appropriate that such request for acceleration be granted;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith, *Provided, however*, That this order shall not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code, *And provided further*, That Commonwealth accompany the dividend checks with a statement to the effect (1) that the Commission regarded the dividend payment as being made out of capital for purposes of the Public Utility Holding Company Act of 1935 and (2) that the Commission's statement to this effect did not purport to be a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 46-4450; Filed, Mar. 18, 1946;
9:55 a. m.]

[File No. 70-1220]

UNITED GAS CORP.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of March, A. D. 1946.

United Gas Corporation, a public utility subsidiary of Electric Power & Light

Corporation, a registered holding company, having filed an application pursuant to section 10 of the Public Utility Holding Company Act of 1935, regarding the acquisition for \$1,007,500 cash of one hundred 6% Promissory Notes of Carthage Hydrocol, Inc., in the aggregate principal amount of \$1,000,000, due October 1, 1960, and 7500 shares of the \$1 par value common stock of Carthage Hydrocol, Inc.; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings herein;

It is ordered, That said application be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 46-4448; Filed, Mar. 18, 1946;
9:55 a. m.]

[File No. 70-1234]

DELAWARE POWER & LIGHT CO. AND EASTERN SHORE PUBLIC SERVICE CO. OF MD.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of March 1946.

Delaware Power & Light Company (Delaware), a registered holding company, and its electric utility subsidiary, the Eastern Shore Public Service Company of Maryland (Eastern Shore), having filed a joint application-declaration, with an amendment thereto, pursuant to the provisions of the Public Utility Holding Company Act of 1935, particularly sections 6 (b), 7, 9, 10 and 12 and the rules promulgated thereunder, with respect to the issuance and sale, from time to time but not later than August 31, 1947, by Eastern Shore of not exceeding \$1,500,000 principal amount of its 3½% Promissory Notes due October 1, 1973 and not exceeding 15,000 shares of its common stock of a par value of \$100 per share, and the purchase by Delaware from time to time of said promissory notes and common stock of an aggregate par value equal to the principal amount of such notes; the proceeds of the sale of said notes and common stock to be used to reimburse Eastern Shore's treasury for money previously expended for construction requirements and to provide funds for estimated construction expenditures during the year 1946. The notes and stock to be acquired by Delaware will be pledged with the Trustee under its mortgage dated October 1, 1943, in accordance with the provisions of the Indenture of Mortgage.

The proposed transactions have been approved by the Public Service Commission of Maryland.

Said application-declaration having been filed on February 18, 1946 and the amendment thereto having been filed

on March 11, 1946, and notice of filing having been given in the form and manner prescribed in Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said application-declaration within the time specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable sections of

the Act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers to grant said application and permit said declaration to become effective;

It is hereby ordered, pursuant to Rule U-23 and the applicable provisions of

said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-4447; Filed, Mar. 18, 1946;
9:55 a.m.]